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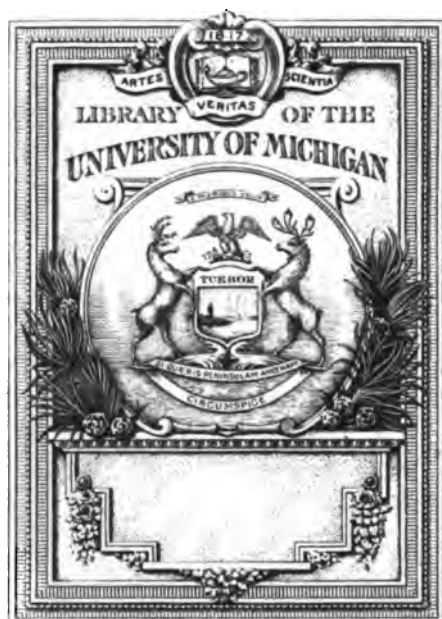
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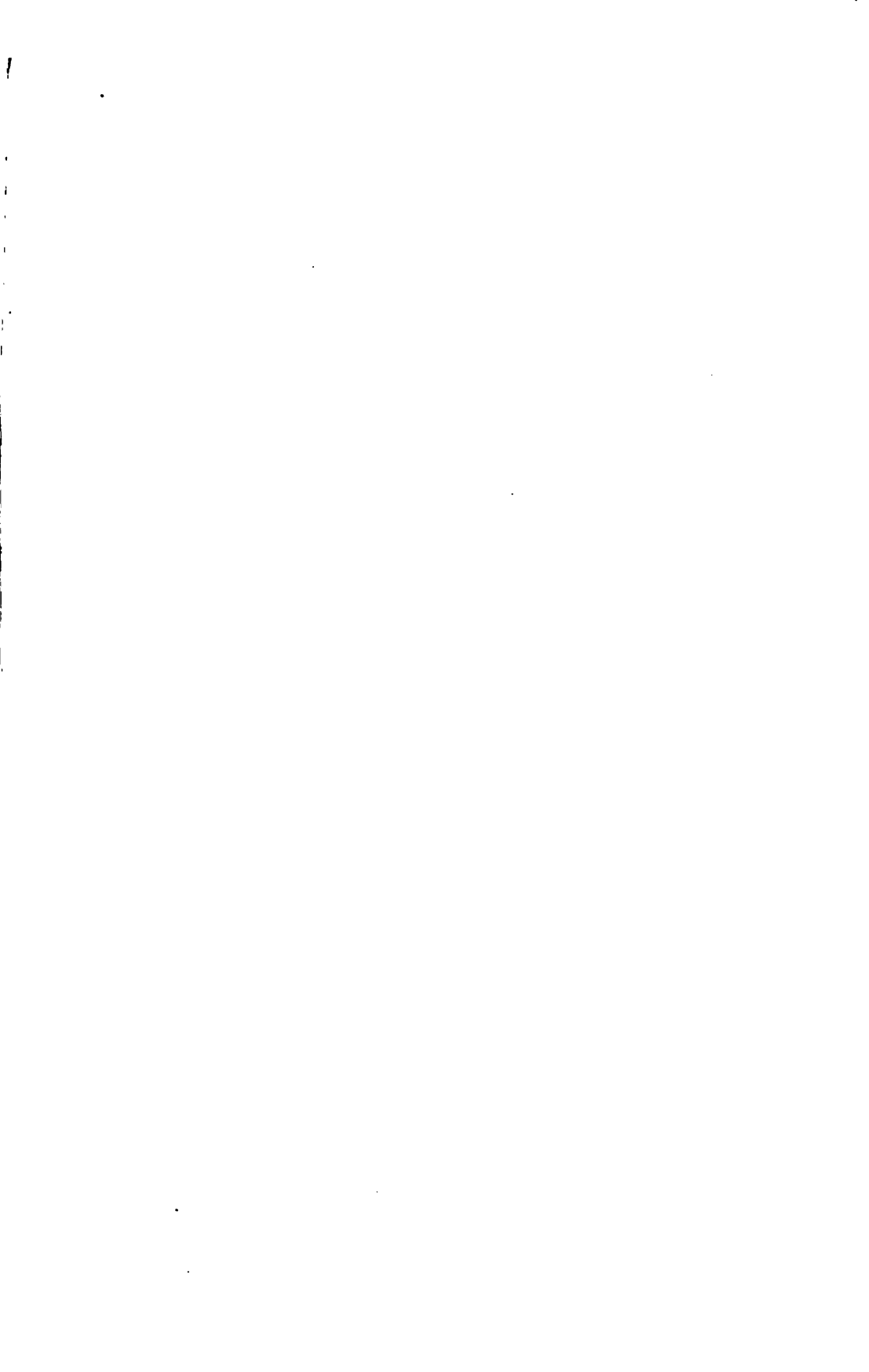
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JOURNAL
OF
THE SENATE
OF THE
STATE OF MICHIGAN.

1877.

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Secretary of the Senate.

VOL. II.



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1877.



AFTERNOON SESSION.

2:00 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

The Senate resumed business under the

SPECIAL ORDER.

On motion of Mr. Read,

The Senate went into committee of the whole on the special order,

Mr. Rankin in the chair.

After some time spent therein the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following bill :

Senate bill No. 183, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, to erect a new hall, and for repairs and other improvements at the State Agricultural College,

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

F. H. RANKIN, *Chairman.*

Report accepted and committee discharged.

Mr. Baxter moved that the Senate concur in the amendments made to the bill by the committee.

Mr. Waterbury called for the yeas and nays.

The amendments were concurred in, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Redfield,
Baxter,	Hinchman,	Nelson,	Shoemaker,
Breitung,	Jenney,	Rankin,	Taylor,
Burleigh,	McElroy,	Read,	Williams,
Burch,			

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NAYS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,
Chamberlain,	Freeman,	Osborn,	Tyler,
Edsell,	Markey,	Packard,	Waterbury,

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Mr. Perrin moved that the bill be recommitted to the committee on Agricultural College, and appropriations and finance, jointly.

Mr. Burch called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows :

YEAS

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,
Burleigh,	Freeman,	Osborn,	Tyler,
Chamberlain,	Markey,	Packard,	Waterbury,
Edsell,			

13

NAYS.

Mr. Adair,	Mr. Cook,	Mr. Morse,	Mr. Redfield,
Baxter,	Hinchman,	Nelson,	Shoemaker,
Breitung,	Jenney,	Rankin,	Taylor,
Burch,	McElroy,	Reed,	Williams,

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On motion of Mr. Jenny,

The bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Freeman moved that there be a call of the Senate ;

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Nelson,	Mr. Redfield,
Baxter,	Hinchman,	Newcomb,	Shoemaker,
Breitung,	Jenney,	Rankin,	Taylor,
Burleigh,	McElroy,	Read,	Williams,
Burch,	Morse,		

18

NAYS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,
Chamberlain,	Freeman,	Osborn,	Tyler,
Edsell,	Markey,	Packard,	Waterbury,

12

Pending the announcement of the vote,

Mr. Read moved that Mr. Osborn be excused from voting ;

Which motion did not prevail.

Mr. Osborn then voted as recorded above.

Title agreed to.

Mr. Baxter moved that the bill be ordered to take immediate effect.

Which motion did not prevail, two-thirds of all the Senators elect not voting therefor.

By unanimous consent Mr. Nelson offered the following resolution :

Resolved, That when the Senate adjourn it be to 7½ o'clock this evening, for the purpose of receiving the final report of the committee of investigation of State University.

Which was adopted.

Mr. Perrin moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

Senate bill No. 91, entitled

A bill to amend section 2952 of the compiled laws of 1871, relative to life insurance companies transacting business within this State ;

Which motion prevailed.

On motion of Mr. Perrin,

The further consideration of the bill was indefinitely postponed.

Mr. Read moved that the Senate adjourn ;

Which motion prevailed, and the President announced that the Senate stood adjourned until this evening at 7½ o'clock.

EVENING SESSION.

7:30 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

By unanimous consent the President announced the following :

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills :

1. House bill No. 553 (printed No. 239), entitled

A bill to consolidate Wenona, Banks, and Salzburch, to be known as the city of West Bay City ;

2. House bill No. 148 (printed No. 132), entitled

A bill making an appropriation for the current expenses of the State House of Correction for the years 1877 and 1878 ;

3. House bill No. 306 (printed No. 251), entitled

A bill to vacate the township of Lincoln in the county of Midland, and to incorporate its territory within the township of Hope in the county of Midland ;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on State House of Correction, and appropriations and finance, jointly.

The third named bill was read a first and second time by its title, and

On motion of Mr. Morse,

The bill was laid on the table.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills :

1. House bill No. 254 (printed No. 118), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137, relative to the State Reform School ;

2. House bill No. 3 (printed No. 104), entitled

A bill to amend section 71 of chapter 130 of the compiled laws of 1871, entitled "Primary Schools," being compiler's section 3641 ;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on State Reform School.

The second named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That there be printed for the use of this House and the Senate, 1,000 copies of the lecture on "Heredit," delivered by Dr. Theodore A. McGraw, in this Hall, Thursday evening, March 8th,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives

On motion of Mr. Baxter,

The concurrent resolution was referred to the committee on printing.

By unanimous consent,

The joint committees of the Senate and House of Representatives, on the University, submitted the following report:

The joint committee of the Senate and House of Representatives on the State University, to whom was referred the following preamble and concurrent resolutions, introduced into the House January 12, and concurred in by the Senate January 17, viz.:

Whereas, A defalcation, extending over a long period of years, and embracing quite a large sum of money, has been discovered in the management of the chemical laboratory of the State University;

And whereas, The Regents of the University in their "statement of certain needs of the University of Michigan," which they have published and placed in the hands of the members of the Legislature, have invited, and generously offered every facility for the most thorough and exhaustive investigation, either of the defalcation itself, or of their mode of treating it; therefore,

Resolved (the Senate concurring), That the committees on the University of the Senate and House of Representatives be and they are hereby instructed, jointly, to make a thorough and exhaustive investigation of said defalcation and of any and every subject-matter connected therewith, which in their judgment may require investigation, to the end that said committees may report to their respective Houses whether any, and if so what legislation is needed, and that said committee sit with open doors;

Resolved, That said committees have leave to sit during the sessions of the Senate and House of Representatives, and be empowered to administer oaths, compel the attendance of persons and the production of papers, and to employ a stenographer to take and transcribe the testimony at a compensation not exceeding ten cents per folio;

Beg leave to submit the following as their report:

Your committee appointed under the foregoing resolutions, as directed by them, entered upon the task imposed, and have continued in the prosecution of it for more than two months, laying aside other important and pressing duties,

and giving such time to this as the grave and painful matters brought under our notice seemed to demand.

That an institution founded by the generosity and wisdom of those who guided the affairs of the State in its infancy, and who, after caring for and fostering it for a generation, are fast passing away from our midst, leaving it as a rich and royal legacy for all after time, should have connected with it so great a scandal, is sad indeed; and still more painful if its investigation shall leave names which have been rarely spoken except with reverence, tarnished, and the public confidence so lavishly bestowed upon its management shaken and impaired.

It was to avoid these and other dangers, no doubt, that the care and management of the University was at a very early day taken from the territorial legislature and faculty and put into the hands of a Board of Regents, who, after many changes, were at length made elective in 1862. The evident intention was, no doubt, to put the government and control of this great educational power into hands skilled in such work and minds biased by no other official relations.

It was manifestly the duty of this board to whom the people confided so great a trust to so conduct its business affairs, as well as direct its educational work, as to fully meet all proper expectations, and to so guard the funds left to their control as to prevent loss to the State. Certainly the acceptance of such high trusts should have been regarded as binding each member to a rigorous and faithful performance of every duty thereby imposed upon him.

Such has been the conviction of the people, we believe, who have so confidently relied upon the wisdom and fidelity of their management, and for the most part, we are satisfied that this management has been both careful and wise. Considering that these numerous services were rendered gratuitously year after year,—that the State exacted those of the highest order without fee or reward, or even thanks, it is no small compliment to say that the Regents have ordinarily proved themselves faithful custodians of the public trust reposed in their hands; and yet we do not wish to conceal our conviction that grave irregularities have been permitted, extending over a long term of years, and such as few business men would have permitted in their own affairs.

The by-laws of the Board of Regents require that an annual meeting shall be held in the month of June of each year, and provide for adjourned and called meetings from time to time as the exigencies may require. As a matter of fact the custom has been for many years to meet about once in three months. The annual meetings have occupied from one to four days, and the called and adjourned meetings from one-half a day to two days, usually.

Now it must be apparent to every person acquainted with the wide range of university instruction at Ann Arbor, and the multiplicity and variety of mechanical and financial transactions which come under their supervision and control, that these meetings, as thus held, were not and could not be sufficient to give the Regents the needful opportunities for a full and exhaustive examination of the interior working of the several departments of the University, much less for an active and thorough supervision and control of all its financial and mechanical transactions. To this limited time given and superficial supervision bestowed, we attribute largely the unfortunate state of things disclosed by this investigation.

Suitable books were not provided, adequate checks were not instituted, and the whole system, if system it may be called, was fragmentary, without uniformity and without safety. The chemical laboratory was established in 1853,

and after a time the professor of chemistry came to be recognized as its director. To this officer was committed, either tacitly or by action of the Regents, its entire management and control, subject only to a very slight direction and supervision. Strange as it may seem, to him was entrusted a power over its affairs as absolute as fate, and an authority with which even the Board itself did not care to interfere. He bought and sold at pleasure. He sent to Philadelphia, New York, or Europe, as he chose. He expended in traveling to New York, Philadelphia, or Boston, and no one challenged the bill. He made a report in June or in October, and whether accurate or inaccurate, it passed no rigid scrutiny, and stood uncorrected in some instances where the entries were incomplete and the footings false. Indeed, in some instances the reports were neither examined by the Regents or passed upon at all.

But it was all the same to the Director. He undertook important work, involving the expenditure of thousands of dollars with no resolutions of the board authorizing him so to do, allowed himself a certain per cent, more or less, as the case might be, and took his pay out of such funds as he chose, and then included the transactions in his annual report, and there it ended. A committee was appointed by the board to expend a large appropriation of the Legislature, their plans were made, the work contracted for, the Director was not suited: he pushed all aside, expended the money, and exceeded the appropriation thousands of dollars, and the board did not even protest against it. The laboratory was making money, it was thought, every year, and yet the Director was charging interest on money which he claimed to have advanced to equip and run it every year, and the Regents quietly paid the ten per cent interest without inquiring too closely whether the laboratory was always in funds or not. In the language employed by another, "Whatever may be thought of this mode of doing business, it affords touching evidence of the confidential relations that existed between these gentlemen." The laboratory, we have said, was always in funds. Nothing can be clearer than the fact that a surplus was on hand every year, and yet the Regents allowed during the years covered by this investigation the aggregate amount of \$926.88 for interest on what was claimed as advances to the laboratory during these years! It is true the Director claims that much of the money in his hands was held on call, ready to be returned to students, who, after paying their entrance fees, failed to get a table or to commence work, and had a right to claim the money thus prepaid, but the evidence shows that he never paid back a single dollar.

The Director employed assistants from time to time, who were responsible to him alone, except so far as his pay by the Regents established relations with them. In this manner and under like circumstances was P. B. Rose employed April 3d, 1866. The Regents did not employ him by resolution, as their by-laws required, but after a time they recognized him as assistant in the chemical laboratory. The Director, however, in the meantime, employed him as clerk and book-keeper, and responsible alone to himself as such.

On what ground the Director can be exempted from the chief and primary responsibility for the entire management of that department, it is difficult to imagine.

DEFALCATION IN THE CHEMICAL LABORATORY.

That the manner of accounting in the chemical laboratory should not have received more attention from the Regents, and its irregularities been corrected by them during all these years, seems strange indeed. Many improvements had been made at different times. For many years no ledger or proper cash

book or account book of any kind appears to have been kept by any one whatever. Previous to 1860 all is unknown. After that year something like a system appears to have been in vogue. Each student desiring instruction in the chemical laboratory made a deposit of \$10, and took a ticket, on the face of which was his receipt for the deposit. On the back of this ticket or card was a statement that "by direction of the Regents chemicals and apparatus are furnished to students at the cost price of New York dealers." On settling his account at the close of his term in the laboratory, the student placed the amount paid for all material used on the back of the card, signed his name and turned it over to the Director to be used as a voucher in his settlement with the Regents. A ledger was also used in which the account with the student was kept, and from which he determined the amount to be entered on the back of his card which he turned over to the Director.

This is what is called in the testimony a "card-voucher." Numerous variations from this course were, however, permitted.

In 1866 the system was changed again. Stub-books were substituted for cards or tickets. These provided a certificate and a stub for each student. The student under this system made his deposit of \$10, which was entered with his name and the date on the face of the certificate and the stub; the certificate was torn off, signed by the book-keeper, and passed over to the student as his receipt for the deposit. The stub was retained in the book. The student on completing his course settled by the ledger, certified to the amount paid on the back of his certificate, and turned it over to be used in the same manner as the card vouchers. This was a full settlement with the student. The assistant or book-keeper settled with the Director as follows: Once a month or oftener the Director and assistant would examine the stub-book; the assistant would turn over the deposit money of each student, and the Director would mark the stub with his name or one or more initials, usually only a letter D. The vouchers of students who had finished their course and returned their certificates would then be turned over to the Director, and under his direction a red line would be drawn diagonally across the stub corresponding to the certificate. The settlement for the deposit money would always precede that for the certificate. The final settlement would require the payment to the Director of the amount on the back of the certificate, made less by the deposit on its face. This and other improvements in the system of accounting in the laboratory was introduced by recommendation of Mr. Rose soon after entering upon his duties as assistant in the laboratory.

The ledger accounts were also greatly improved. Previous to 1864 no cash payments were ever entered in the ledger. After that the first deposit was frequently entered, but no subsequent payments except in a few instances. After Rose took charge of the books the accounts were entered in full, and on final settlement of the student properly balanced. Still the system was very defective. At length the Regents took the matter in hand, and on the 15th of October, 1875, passed the following resolution, offered by Regent Rynd:

"*Resolved*, That the director of the chemical laboratory shall, in future, present quarterly estimates covering all probable purchases, that all moneys received for sale of chemicals to students be duly accounted for and paid quarterly into the treasury; and further, that duplicate vouchers be presented, as in all other departments, covering all payments in accordance with the existing law."

It will be seen that this resolution proposed a complete revolution in the system in vogue in the Laboratory. Reports of sums in gross could no longer be

made. All vouchers would be under the scrutiny of many persons, and each transaction must be reported near the time of its occurrence. No moneys were to be left in the hands of the Director, except for a brief time, and irresponsible purchases no longer tolerated. The whole department was to be subjected to the most rigid scrutiny. In three days from that time Dr. Douglas testifies he accidentally discovered a defalcation. He was making up his annual report, he says. It should have been made in June, but had been delayed till October. He found, he claims, that no vouchers had been turned over to him by Rose for students who had finished their course. His suspicions being aroused, he presented Rose with four names of delinquent students and claimed payment. Three of these were stubless accounts, and one had a corresponding stub signed by himself with his initial D, and marked with a red line. Dr. Rose was weak enough, to say the least, to pay these, although he swears that he assured Dr. Douglas they had been paid, and showed him the stub thus signed and marked. Now, if Dr. Douglas had no knowledge of an account without a stub to correspond, as he solemnly swears he had not at that time, and, indeed, never had, it does not seem very honorable in him to deduct only \$10 for one stub payment, when, as he should have, on his own testimony, deducted \$40 for entry fees. And why he did not deduct also the whole account, which the red line on the stub showed had been accounted for to him, is also a mystery, especially as he swears he did not suspect any forgery at this time. The truth is, beyond a doubt, that these accounts had been rendered in the July settlement, and the money turned over to Dr. Douglas.

There is no escape from this conclusion. It is true that Dr. Rose certifies that these four vouchers had been mislaid or lost. He also made out a list of accounts and certifies that the vouchers were turned over on the day the list was certified to, when the truth is, beyond a question, that every voucher included in the list had been turned over to Dr. Douglas at different times previously. Such inconsistencies are simply astounding. Who can unravel such a web of mysteries? The discovered fraud a hoax! the acknowledged guilt of defalcation a falsehood!

Prof. Prescott was then called in and informed in the most secret and confidential manner, and convinced of Dr. Rose's guilt. Then President Angell was approached in like manner, and also convinced. How were they convinced? They were taken to his private residence, told that Rose had virtually acknowledged his guilt, had made out and certified to a list of accounts which had not been rendered to him. The lists were placed before them to prove it; the ledger was also produced, showing that the money had all gone into the hands of Dr. Rose; and there the showing ended.

Now, it is evident to any one acquainted with the system of accounting in the laboratory that every vestige of proof that Rose had ever paid a dollar of this money to Douglas was thus withheld. Why did he not bring forward the stub-book, containing the only evidence that Rose ever retained, that these accounts had been rendered and receipted for upon it? They had been in nearly every instance. This transaction is one of the most painful things in this unhappy affair. Then came the calling together of two of the executive committee of the Board, consisting of Regents Walker and McGowan, who entrusted the whole matter of continuing the investigation to those who had thus formed an opinion of Rose's guilt, and who, guided by Dr. Douglas, conducted it on this theory until a defalcation of thousands of dollars was traced, as they alleged, to his hands. Then the Regents were notified of his guilt, and the papers got hold of the matter and announced his defalcation.

Under these circumstances the refusal of Dr. Rose to join in the investigation any longer, although under the advice of his attorney, was construed to indicate his guilt.

If all the circumstances could have been foreseen, no doubt it would have been better to have at least continued to show such defense as was clearly tenable.

In due time, however, this action of Dr. Rose was followed by propositions in almost every possible form for a full and final investigation by a committee, the full Board, or by an amicable suit in the court. This was refused. The exaction of a payment of over \$600, added to other payments amounting to \$831.10, besides interest, constitutes another important feature of these proceedings. Further on, a deed of all the property Rose possesses is demanded and given at once. All this time Rose shows a reticence unaccountable, and an acquiescence in proceedings which, if fully justified, must blast his reputation forever. Those who now defend him pronounced him a scoundrel, and those who formerly honored him turned away with grief and shame. A few, however, still doubted his guilt, and to them from time to time he confided what seemed to them proof of innocence. They commenced a complete review of the whole case. They appealed to the Regents for a full and final hearing, or an amicable suit at law. They appealed in vain. Bitter warfare attended and followed these movements. The history is public and need not be repeated. In the meantime the Board of Regents had pursued the investigation. A committee looked over the work of the President, Mr. Bennett, Mr. Douglas, and Mr. Knight, and certified to its correctness in their report, called the Gilbert-Walker report, made to the Board December 21, 1875. Against the proceedings and conclusions of this committee Dr. Rose protested. A second committee was appointed on December 21, 1875, immediately after a vote had been taken to dismiss Dr. Rose from the University, to "investigate Dr. Douglas' accounts with the University," which consisted of Regents S. S. Walker, Climie, and Rynd, who made a report on the 29th of March, following. It is worthy of remark that this committee employed accomplished accountants and made the most searching investigation ever made by the Regents. Dr. Douglas was with this committee frequently,—Dr. Rose never.

They no doubt conscientiously and diligently conducted their investigation, and reached very different conclusions from those reached by all former examinations. They make the defalcation over \$3,000 more than the Gilbert-Walker report. A minority report, by Regent S. S. Walker, only slightly changes this result.

This defalcation was not traced to any party by this examination.

It was left to another committee, appointed at the March meeting, consisting of Regents McGowan, Grant, and Estabrook, who reported June 19th, 1876, to continue the investigation and fix as far as possible the responsibility upon the parties severally who ought to be held accountable.

This report held Dr. Rose responsible for \$4,333.06, and Dr. Douglas for \$1,174.35. While we accord to these committees a sincere desire to reach the truth and present the facts in this unhappy affair, we are compelled to say they did not have all the data necessary to accomplish these aims, nor did they seem conscious that other evidence might be at hand that might materially change the aspect of the whole matter.

When, therefore, Rose and his friends offered to submit his whole case to the Board or a committee of it, they pushed the offer aside as a "game of brag," and prepared to put the matter into the hands of a court for adjustment. A

bill was filed in the circuit court in chancery for the county of Washtenaw soon after this report, to which we wish to call attention, especially the following features:

1. The bill alleges that from June 28th, 1865, to December 21st, 1875, "Rose and Douglas were both salaried agents and employes of the complainants (the Board of Regents), each having certain duties assigned him in respect to the laboratory, which he assumed and undertook to perform," and that "Rose was by a like appointment as Douglas performing certain duties."

2. It alleges that "Rose, although often requested so to do, has hitherto neglected and refused to account with the complainants (Regents) in respect to the laboratory receipts or any of the matters hereinbefore mentioned, and although the defendant Douglas has been at all times ready and willing to account, and has accounted with respect thereto in so far as it has been in his power so to do; yet no complete account has been found practicable without an accounting with the defendant Rose also;" and also "that the said Rose fraudulently omitted to truly credit in the said laboratory ledger," etc.; and further, "that he has fraudulently appropriated the same (certain funds) to his own use."

3. It also alleges that Rose had not only fraudulently appropriated moneys, but "by fraudulent contrivances and misrepresentations" had induced Douglas to pay over and account to the Regents moneys which he has fraudulently used.

4. The bill prays that the court will find what amount Douglas has accounted for to the Regents, which he has not secured from defendant Rose.

5. It meekly prays for the court to find what sum may be in Douglas' hands, and make it an offset against what the University owes him.

It will be seen that the whole theory of the bill is that Rose is a rascal of the deepest dye, and Douglas an innocent and much injured man. Why he should be made a defendant in such a suit can only be explained on technical grounds.

How carefully his innocence is asserted and protected under the allegations in this bill!

How carefully the court is instructed to find no more against him than his accounts against the University will offset!

But what if the University owes him nothing? What would the court find in such a case?

It is not a little strange also that a bill drawn so carefully to protect Douglas should be full of mistakes in regard to Rose?

In the first place Rose was not in the employ of the Regents till nearly a year later than the bill asserts, if, indeed, he was even then.

In the second place he was, during those many years, never employed at all by a resolution of the Board, as the rules of the Board required. He was simply employed by Dr. Douglas as an accountant and held accountable to him alone.

Dr. Douglas was the Director of the laboratory, and in our opinion alone accountable to the Board.

We have very grave doubts whether the bill did not give away the case entirely. Certainly if Douglas was criminally in default it is a puzzle to know how it could be proved under the allegations of this bill.

The manner in which it is drawn can but force the conviction upon any candid mind that the influence brought to bear to secure the filing of such a bill must have its paternity traceable equally to certain Regents and the friends of Dr. Douglas, and such conclusion is clearly borne out by the testimony in regard to this unhappy transaction. We come now to the main question in this investigation, viz.: How much is the defalcation in the chemical laboratory, and to whose hands can it be traced?

After a most searching investigation by competent accountants who have spent months in analyzing, tracing, and tabulating these accounts, we are satisfied that the following analysis derived from their work sufficiently indicates, as far as can ever be known, the various classes of delinquent accounts, and the aggregate amount.

DELINQUENT ACCOUNTS—Chemical Laboratory, University of Michigan.

Yrs in which the D. was queried.	No. of Acc'ts	Missing Tickets and Certificates having the Red Line and D.	No. of Acc'ts	Forfeited Acc'ts. Tickets in the hands of Stu- dents.	No. of Acc'ts	Ledger Accounts. No Ticket or Certificate ever issued.	Total No. of Accounts.	Total Delinquen- cy for the year.
1864-5	* 4	\$25 00					4	\$25 00
1865-6	10	70 30	3	\$30 00			13	100 30
1866-7	1	14 40	1	18 00	2	\$11 00	4	43 40
1867-8	8	175 30	1	30 00	1	5 80	10	211 10
1868-9	15	309 45	7	47 00	1	25 00	23	381 45
1869-70	13	345 95	9	90 00			22	435 95
1870-1	26	677 40	7	95 85	9	88 00	42	861 25
1871-2	17	465 65	16	211 25	18	170 40	51	847 30
1872-3	12	566 45	8	106 69	34	258 35	54	931 49
1873-4	9	306 80	15	229 55	31	544 20	55	1,080 55
1874-5	11	333 93	4	41 25	37	445 10	52	820 28
1875-6	6	59 10					6	59 10
-----	132	\$3,349 73	71	\$899 59	133	\$1,547 85	336	\$5,797 17

* Tickets not reported by Dr. Douglas—two of which were found with the Steward.

In the treatment we have given these delinquent accounts, they are divided into three classes, viz.: Accounts where the tickets are missing, or the certificates, corresponding with the stubs in the stub-book having the red line and letter D, are wanting. Accounts forfeited, where the certificates were never returned by the students. And accounts simply on the ledger, when no tickets or certificates were ever issued.

Of the first class there are in all 132 accounts, aggregating \$3,349 73
Of the second class 71, amounting to 899 59
And of the third 133, amounting to 1,547 85

The number of accounts in all being 336, aggregating \$5,797 17

Every account of the first class is confessedly traceable to Dr. Douglas' hand, unless the letter D in the stub-book is forged, or the red line, or both.

THE QUESTION OF FORGING THE INITIAL D.

The June committee, in their investigation took into consideration the question of the alleged spurious signatures or forged D's. In this investigation the question has not arisen directly, or, what would be a more proper statement, Dr. Douglas has not attempted to prove that there has been a forgery, although he has testified that he "believed" that a great many D's were forged, and especially the signature of "Douglas" on stub No. 44 in stub-book No. 2. We have made examination, and find in several places he has spelled his name in almost the identical manner, or in ways equally peculiar. For instance, on page 93 of the ledger for 1873-4 we find that he spelled his name "Doglas;"

on page 141 of the same ledger we find his name is signed "Dougles;" in "Exhibit J" we find his signature "Dougled;" and on the hotel register of the Lansing House, under date of Feb. 22, 1877, he has signed his own name "Dougles," his brother's name "Douglas," and his son's name "Dougless." Thus it will be seen that it was not conclusive evidence of forgery because the name was misspelled. Dr. Rose testifies that Dr. Douglas signed his name to this stub, and to all other stubs where the letter D is placed as the initial signature; and Dr. Douglas, when asked if he would swear that he did not write it, said that he would not say that he did not, but that he did not think that he did.

There are evidences from which your committee conclude that this signature especially is nothing but a genuine signature. In the first place Dr. Douglas claims or acknowledges that stub 43 is genuine, and the next one after, stub 45, is also genuine. Now, stub 45 at the bottom of the page could not have been signed without glancing at stub 44 at the top of the page to see whether the initial signature had been placed on stub 44; and this name "Dougles," being an unusual manner of receipting on the stub-book, would have been detected at the time. And again, if any one had attempted a forgery, it is but reasonable to believe that there would have been an attempt at an imitation of the usual method of receipting, which was by the more simple and easy method of writing the initial D. Again, Dr. Douglas and Dr. Rose both testify that in their mode of settlement they usually, almost invariably, placed some mark upon the stub upon which they commenced the settlement and upon which Dr. Douglas commenced writing his initial, in order that they might know where to begin and count up to see what money was due Dr. Douglas from Dr. Rose. Now, if this was the case,—and we are satisfied from the testimony and from an examination of the stub-books, that it was almost always done in this manner,—we believe that there is but one conclusion which can follow, namely, that if there are forgeries they must occur immediately preceding those marks of settlement, and not scattered or mixed all through with the genuine. Again, we find there are some 12 or 13 stubs where the doctor has neglected to sign his initial D; and we are confident in the opinion that if Dr. Rose had been in the habit of forging he would not have failed to fill out these vacant stubs with the initial D in order to make sure of the only receipt that was given for deposit money turned over to Dr. Douglas.

An important factor of this defalcation, and which is so closely connected with the genuineness of the signatures, and which goes to swell the delinquency, is the

"MISSING TICKETS,"

all of which have the D and the red line. The deposits on these stubs amount to upwards of \$1,000; and, as we have stated that the evidence before this committee shows, and also the stub-books, the initial D's could not have been forged only at intervals, and immediately preceding the settlement marks; and as there has been no evidence to prove such forgeries, and as the stub signed "Dougles" is not in a position in the stub-book where it could have been a forgery, your committee find that this whole sum of the deposit money must have been in the hands of Dr. Douglas, and unaccounted for by him.

Dr. Douglas has also claimed that this deposit money was in his hands

"SUBJECT TO CALL;"

and as we find no instance where one single dollar of this money was paid back,

we cannot see how this claim can be substantiated; and as we find that he has never paid back a single dollar to a student, neither any moneys to Dr. Rose,—which he would have done had this been called out of his hands during this period of ten years,—we are forced to the conclusion that it has been kept “on call” almost too long for the best financial interests of the University!

We also find, in regard to this question of moneys on call, that Rose always had to pay a balance to Douglas, so that moneys once passed to Douglas were never called back or made subject to call; also, Dr. Douglas states that he kept no entry or account of this deposit money; but your committee see in that statement no valid or adequate reason why he should have retained these moneys, amounting to upwards of \$1,000, in his hands, running through these eleven years, or why he should not have reported those deposits each year; and we therefore think that this deposit money was not reported by Douglas and is in his hands.

A further fact in connection with these missing tickets is that each stub corresponding has a red line, which indicates, according to the testimony of both Rose and Douglas, that the ticket corresponding, and the money called for by the back of the ticket, had been turned over to Dr. Douglas. As there is no evidence before the committee showing that those red lines are misplaced or are not genuine, we are forced to the only conclusion possible, that Dr. Douglas has received the certificates and the money from Dr. Rose. To further sustain this conclusion, we find that there is every evidence that some of those missing tickets were turned over to Dr. Douglas but not returned by him to the University, namely:

YEAR.	NO. OF STUB.	NAME.	AMOUNT.
1872-3	73	A. K. Hale	\$67 00
“	89	T. S. Wilber	63 05
“	72	R. H. McCarthy	89 10
“	1	S. D. Chapin	49 25
“	64	A. C. Stevens	65 90
“	85	S. Armstrong	40 35
“	92	H. Ehrhardt	52 10
1873-4	150	T. A. Cady	34 25
1874-5	62	L. F. Beach	51 40
“	207	J. H. Sauls	18 30
“	183	M. E. Johnson	31 15

The evidence besides the red line is clear that these tickets were returned to Dr. Douglas, as they were included in the final settlements of those years, and the amount paid at these times must have included these tickets, as there was nothing else possible that could have been included to make the sums paid by Dr. Rose to Douglas at those times, as shown by the bank checks; and further, the ticket of G. W. Harvey, \$34.35, which has the red line but is not with the steward, is upon the wrapper No. 1. This ticket must have been passed over from Dr. Rose to Dr. Douglas, else it would not have appeared upon the wrapper. Further, the accounts of the three names of C. F. West, \$11, C. C. Miller, \$11.15, and F. C. Murdock, \$11.95, were receipted for by Dr. Douglas under his own hand and signature Dec. 10, 1875, stating that he had received the above three vouchers with the money to correspond. They also have the red line upon them, and the accountant, Tregaskis, finds they are yet unac-

counted for to the University by Dr. Douglas, he having never reported the money or returned the vouchers or certificates.

FORFEITED ACCOUNTS.

A "forfeited account" consists in this: When a student enters the laboratory and makes the customary deposit, he then works for a period of time, using materials amounting to sometimes less than his deposit, but usually more: he then leaves without settling his account, taking his ticket with him. According to the by-laws, a student so leaving before he had worked three months and not having used material to the amount of his deposit, the balance of the deposit was a forfeit to the University; but they more frequently left the laboratory owing the same; and it has been customary in all these investigations to treat the original deposit in these cases as forfeiture also. In some cases, after working out his original deposit and wishing to use more materials under the rules, he was required to make an additional payment or deposit, which, provided he left as before stated, without making a settlement, has been termed a "sub-payment" (that is, subsequent payment) on forfeitures.

As the unreported forfeitures and the sub-payments on forfeitures amount to something like \$900, your committee deem it an important feature in this defalcation, and have endeavored to give that attention to this class of accounts that we considered their great importance demanded of us. Your committee find that in the first five years covered by this investigation, namely, 1864-5, 1865-6, 1866-7, 1867-8, and 1868-9, Dr. Douglas in his annual settlements has reported the forfeitures at the end of the year in which they occur; also the sub-payments for the same time and for the year 1869-70; and that for the next five years thereafter we find no mention made of this class of accounts in the doctor's annual reports. The next time this class of accounts appears upon Dr. Douglas' reports is in his annual report for the year 1874-5, made out at the time of the discovery, or *after* this defalcation was discovered. In every year previous to this, excepting two,—of which the records make no mention,—the records show that these reports were handed in in the month of June; and when we consider that this report should have been made out in June, and that for five years these accounts have been kept in the background, we are forced to the conviction that this report at this time is something very peculiar, to say the least. This report contains the larger part of the forfeitures for 1872-3 and 1873-4; and the quarterly report following this contains nearly all of the forfeitures for 1874-5, leaving still wholly unreported the forfeitures for the years 1869-70, 1870-1, and 1871-2.

Dr. Douglas testifies in regard to these forfeited accounts as follows: Page 373 he states that Rose made annual reports of the forfeitures and he reported them; page 413 he says Rose never reported to him any forfeited accounts but what he reported to the Regents; he also put in evidence what he claims as an annual statement of forfeitures, and testifies (pages 372-3) that Rose made him similar ones for the other years; and page 18 of Feb. 24 he says in every case he reported them to the University.

If this is true, why has the doctor failed to report for the five years we have named as unreported? Page 295, Dr. Douglas testifies that forfeited accounts will be found credited on his reports from year to year. So your committee find,—except for the years 1869-70, 1870-1, 1871-2, 1872-3, 1873-4, in which reports we fail to find one single dollar.

Pages 283 and 285, Dr. Douglas testifies that he frequently examined the

stub-books, and would say to Rose, "Why don't you settle these accounts up and get them out of the way?" Pages 373-4, he swears that he and Rose looked over the stub-books together for forfeitures; and in this, almost for the first time, he is corroborated by Dr. Rose. Page 372, Dr. Douglas testifies that there were frequent sub-payments on forfeited accounts, and gave an example of such account,—Mr. Thum's. If this statement is true, as it really is, why did not Dr. Douglas use every means in his power to collect them and then report them? Page 374, he says he never required the sub-payments on forfeited accounts. Since he knew that such accounts did exist, why not require them? And then on page 413 he testifies that Rose never reported to him any sub-payments on forfeited accounts, and he never knew of such. We cannot imagine what the doctor was thinking of, when we find that he has reported them in every year for the first six years.

He also in 1867-8 received the account of one Pomeroy, of \$30. This was a sub-payment on forfeitures, and he receipted for the same on the ledger with his own signature; and the doctor, forgetting the receipt of this account, has up to the present time failed to report it. In Dr. Douglas' account for 1873-4 we find the account of one Parsons, amounting to \$44.95. This was a sub-payment on forfeited accounts, and was collected personally by Dr. Douglas in 1871-2. Mr. Parsons had three accounts, one on the pharmacy ledger, page 46, of \$27.95; on page 367 on the qualitative ledger, of \$4.95; on page 155 of the same ledger, of \$27.05, of which \$15 had been paid. Dr. Douglas collected this money and reported it; but he failed to balance the ledger; and if he had forgotten to report it, as he did in the case of Pomeroy, it would have been a debtor balance against Mr. Parsons. He also received on the account of one Isgrig \$47.80, which was a sub-payment on forfeited accounts; and in his testimony, Feb. 24, page 7, he testifies that there will be found quite a number of tickets like Isgrig's reported. There is no entry of cash upon the ledger, but simply a statement "Paid S. H. D.;" and he also reports the same in his annual report for 1868-9.

Dr. Douglas testifies in one place that Rose wrongfully reported to him 28 forfeited accounts. Again, in another place he makes this report number 29; in still another 33; and the doctor's brother in his argument makes 36! which is an immensely fine growth for one report, the mean average of which is just 31½. If Dr. Rose did so report, it must have been in the year 1874-5, as there had been no forfeitures reported for six years previous, and as for this year the doctor has put in evidence a document marked "Exhibit E," what he claims to be a report of Dr. Rose for forfeitures for the year 1874-5. We have examined this report and find that with one exception the names are correctly reported as the forfeitures for that year. The forfeited accounts which Dr. Douglas puts in his original report for this same year, with the exception of the name of Granger, are not the names that appear upon the report of Dr. Rose. Now, certainly, if Dr. Douglas made a mistake of 27 names out of 28, he surely cannot lay the blame to Dr. Rose. Page 414 he testifies that the forfeitures average only 3½ per year, of which Dr. Rose has reported 1½. The truth is, your committee find that these accounts average nearly 13, a list of which, with the amounts received, is hereby appended.

The forfeited accounts and sub-payments on forfeitures for the several years covered by this investigation are as follows, R meaning what are reported in annual statement:

1864-5.

- R. \$10. Ackerman, R.
- R. 10. Brush, J. A.
- R. 10. Hood, R. C.
- 10. Milne, I.

- R. \$10. Mendenhall.
- 10. Thompson.
- 2. Taylor, Gr.

1865-6.

- R. 8. Allen.
- R. 10. Brock, C. L.
- R. 10. Baker, E. F.
- 10. Berry, W. R.
- R. 10. Crawford, W.
- R. 10. Graves, O. G.
- R. 10. Griffin, W. L.
- 10. Hysinger, G. W.

- R. 10. Jackson, J. B.
- R. 10. Jones, W.
- R. 10. Kibbee, Kibbee, H. C.
- R. 10. Lorenz, T.
- R. 10. Maynard, C. W.
- R. 10. Rising, W.
- R. 10. Smith, E.
- R. 10. Young.

1866-7.

- R. 10. Burnett, E. W.—\$8.
- R. 10. Corey, A. L.—\$8.
- R. 10. Crook, F. A.
- R. 10. Drake, H. R.
- R. 10. Dickson, J. C.
- R. 10. Ellis, A. W.
- R. 10. Frackleton, W.

- R. 10. Freund, I.
- R. 5. Foote, A. E.
- R. 10. Kilburn, E. A.
- R. 10. Smith, F.
- R. 10. Smith, D. C.
- R. 10. Tyler, J. B.

1867-8.

- R. 10. Austin, J. H.
- R. 10. Burnett, E. W.
- R. 10. Brooks, G.

- R. 10. Isgrig, I.
- R. 10. Pomeroy, E. H.
- R. 10. Welsh, J. S.

The six tickets of 1867-8 are reported in that \$104 25.

1868-9.

- R. \$10. Bissekomer.
- R. 10. Brown, E. J.
- R. 10. Carey, H. C.
- R. 10. Donneck, O. A.
- R. 10. Drake, W. L.
- R. 10. Dodge, J. S.
- R. 10. Ewing, H. J.
- R. 10. Edwards, J.

- R. 10. Farand, I. N.
- R. 20. Hunter, C. T.
- R. 10. Justice, D. C.
- R. 10. Morgan.
- 10. Eminger, G. H.
- 5. Hood, C. H.
- 8. Spoons.

1869-70.

- 10. Colgrove, W. A.
- 10. Morris, Hale
- 10. McKinnie, W.
- 10. Phelps, C.
- 10. Reaves, E. A.

- 10. Severson, J.
- 10. Winalow, A.
- 10. Morse, F. L.
- 10. Jenks, H.

1870-1.

- 5. Blackburn, T. S.
- 10. Donaldson, C. P.
- 10. Dundas, R. T.
- 10. Fisher, J.

- 10. McLean, M. G.
- 10. Waite, W.
- 10. Wilcox, W. R.

1871-2.

- 10. Bonter, J.
- 10. Campau, M. T.
- 10. Davis, G. A.
- 10. Fisher, J.

- 10. Koon, E. C.
- 10. Little, P.
- 20. Montgomery, M.
- 10. Puren, J. B.

\$10. Fritz, F. F.
5. Fleck, J. A.
10. Griffith, P. B.
10. Greene, J.

\$10. Stevens, J. B.
10. Snitzer, J. W.
10. Truman, T.
10. Wright, C.

1872-3.

10. Ayers, W. A.
R. 10. Brown, J. G.
R. 10. Easton, R.
R. 10. Granger, W.
R. 10. Head, W.
R. 10. Johnson, A. C.
R. 10. Keeny, J. R.

R. 10. Keebey, J.
R. 10. Martin, S. T.
R. 10. Perry, W. H.
R. 10. Rose, L. C.
R. 10. Sams, J. G.
R. 10. Young, F.

Those marked R. in the above year were reported in 1874-5, after the discovery of the defalcation.

1873-4.

'74-5. R. \$10. Alderton, A. C.
'74-5. R. 10. Bowers, F. L.
10. Bartlett.
'74-5. R. 10. Blakely, J. M.
10. Desnoyer, D.
'74-5. R. 10. Earle, H. D.
'74-5. R. 10. Gunn, J. A.
'74-5. R. 10. Haensler, G.
10. Hunter, L.

'74-5. R. \$10. Huntington.
'74-5. R. 10. Logan, R.
10. McCullough,
10. Mitchell, J. N.
10. Norris, M. M.
'74-5. R. 10. Sunns, J. R.
'74-5. R. 10. Thum, H.
'74-5. R. 10. Van Meter, J. L.

1874-5.

Reported in 1875-6, after the defalcation was discovered.

'75-6. R. \$10. Allen, M. A.
'75-6. R. 10. Andrews, J. E.
'75-6. R. 10. Cable, B. F.
'75-6. R. 10. Chavey, S. W.
'75-6. R. 10. Christiancy, V. H.
'75-6. R. 10. Chapin, F.
'75-6. R. 10. Engle, S. P.
'75-6. R. 10. Granger, C.
10. George, J.
5. Hollister, C. A.

'75-6. R. \$10. Lungren, W. T.
10. Moffatt, W. E.
'75-6. R. 5. Norris, M. M.
'75-6. R. 10. O'Sullivan, E. P.
'75-6. R. 10. Rich, J. R.
'75-6. R. 10. Sheffield, W. C.
'75-6. R. 10. Search, R.
'75-6. R. 10. Sherwin, W. W.
'75-6. R. 10. Vaughn, L. R.
'75-6. R. 10. Woodworth, Z.

Dr. Rose testifies that the stub-books were looked over by Douglas and himself every year for forfeitures, and in this statement we find he is corroborated by Douglas on pages 373-4, and that these were settled at their annual or final settlement for each year is but a rational conclusion, since until the close of the year they did not know but that the student might return and settle up his account or give up his certificate. Dr. Rose also testifies that this report marked "Exhibit E"—if "report" it may be called, as it is a mere list of names and the amount of forfeitures for that year—was made out at the request of Douglas on the 18th day of October, on the day this defalcation was discovered, and was the only one of the kind that he ever made out; and since no others have been produced, and the testimony of Dr. Douglas is so conflicting on this point, we are disposed to accept the one statement of Dr. Rose which Dr. Douglas corroborates, namely, that the usual custom was to look through the stub-books together for forfeitures.

Your committee, in view of all the testimony, and in view of the fact that Dr. Douglas held the money on this class of accounts, and further that there

was no possible mercenary motive which could have influenced Dr. Rose to withhold the reporting of this class of accounts,—if it was part of his duties to report them,—in view of the fact that Dr. Douglas for six years did report them, and that after this defalcation was discovered he made such haste to report those which should have been reported years before; that he reported some accounts as forfeitures, the tickets of which are with the steward, we are forced to the solemn conviction that for those five years in which he did not report, he not only did withhold moneys belonging to this class of accounts, amounting to about \$900, which should have been reported to the University, but he consciously withheld the same.

STUBLESS ACCOUNTS.

“Stubless accounts” are accounts in which the student never made a deposit, or never had a stub. In the testimony of Dr. Douglas at Ann Arbor, and in fact throughout all this investigation, with a single exception, he has endeavored to create the impression that stubless accounts were not, in any way, known to him, and that he was perfectly ignorant of their existence. As this is one of the important features of all this delinquency, we have endeavored to make a very thorough and searching investigation in regard to this class of accounts, and have come to the unanimous conclusion that not only was Dr. Douglas aware of the existence of such accounts, but we find in many instances where he has recognized them, where he has settled them himself, and has received the pay from Dr. Rose for this same kind of accounts. The way in which such accounts are created is this: A student from the literary department, or one who had taken some course in the analytical department, having settled up his business in that particular branch in which he was engaged, concludes to take another course; they having become acquainted with the student, knowing him to be perfectly reliable and responsible,—or, as Dr. Rose testifies, having become acquainted with him “as a merchant does with a good customer,”—he not having the money to make the customary deposit, and is permitted to go to work without making a deposit, or taking out a ticket. An account is commenced with him on the ledger; and when he has finished his work his account is settled up on the ledger.

That the Director of the laboratory, Dr. Douglas, has recognized such accounts and has received the pay for some of them, we give the following indisputable evidence: In the year 1864–5 we find the Director has reported the following names of students who had no tickets with the Steward, and Dr. Douglas in his testimony in this investigation has said that he believed that no tickets or vouchers had been lost. Again he states that he never received money without a voucher. Also there are upon the ledger evidences that some of those students never made any deposit of \$10. The following are the names reported for that year: J. W. Hadley \$10, M. C. Mendenhall \$10, R. Aikman \$10, T. M. Stewart \$10, J. A. Brush \$10, J. F. Aris \$1.27.

In 1866–7 Dr. Douglas reports the following names without a voucher,—which are equivalent to stubless accounts: J. B. Frost \$18.50, J. W. Heisinger \$10, H. C. Kibbie \$14.93, G. S. White \$26.60. So much for stubless accounts, or accounts without a voucher, before Dr. Rose came into the laboratory.

In the year 1867–8, Dr. Douglas reports an item of \$104.25. He has at one time claimed—and we can see no reason for the claim—that this \$104.25 was for delinquent accounts in the years 1864–5 and 1865–6. At another time

he swears that this \$104.25 must be for forfeited accounts,—as it is entered in his laboratory book in two items as forfeited accounts,—one of \$90 and the other of \$14.25; and when the question was asked if odd cents or odd dollars were ever given for forfeited certificates,—he being aware that it was an utter impossibility for such an account to exist, suggested that the \$14.25 might be an apparatus account. Now, since the entry was made in the wrong manner in the book, in regard to the \$14.25 of this account, and since his suggestion harmonizes with the account that Dr. Rose gives for this amount of \$14.25, we are led to believe that this book is further in error, and that the \$90 entry which goes to make up the \$104.25 reported for this year, is just what Dr. Rose claims it is, and what his memorandum book kept for that year, in which there appears a \$14.20 apparatus account, \$60 forfeited accounts, and \$30.05 stubless accounts, shows it to be. If this is not a fact, figures seem to tell that for which they were never intended.

In 1868–9 Dr. Douglas reports an item as “*snudrics*, \$66.19,” also entered upon his laboratory book for the same year. It is a wonderful coincidence, your committee believe, that this account should exactly fit the apparatus account and also the stubless accounts for that year, consisting of Boehme \$14.20, Jarvis \$5.85, and Goldsberry \$26.80, which we find Dr. Rose has also entered upon his diary kept for that year, which bears every evidence that the accounts were entered at the time the settlement took place with Dr. Douglas.

Again, in the year 1867–8, page 92 on the ledger of that year, appears the account of E. J. Weeks, a stubless account, marked on the ledger “settled with Dr. Douglass.” In the beginning of this examination we did not pay that attention to this account that we otherwise would, as the words “settled by Dr. Douglas” are in the handwriting of Dr. Rose; but in the investigation of the University warrant voucher account we found that the settlement did actually take place, and that Mr. Weeks, at the time he created this account, was assistant in the laboratory, and was paid each quarter \$40 for his services; that on the second day of June he was paid his quarter’s salary, namely, \$34.20, in a bank check for that amount, which, together with this stubless account of \$5.80—said to be settled by Dr. Douglas—is the total amount due the said Weeks at that time, and for which he gave his receipt, which receipt Dr. Douglas turned over to the University as a voucher for his assistant account; and we also find the check for \$34.20—on what business principles we know not—in the hands of the steward as a voucher for assistant account. We see the check for \$34.20, and the stubless account of \$5.80 which Dr. Rose says was settled by Dr. Douglas, is the full amount for which this \$40 receipt was given, which bears the same date and was the full amount due Mr. Weeks for that quarter.

In the year 1868–9 Dr. Rose was paid by draft from one John F. Oakes. This draft was turned over by Dr. Rose to Dr. Douglas, but was never reported by Dr. Douglas; but in the following year Dr. Douglas charges up the University this same draft as protested. By this adroit movement it will be plainly seen that the University has not only lost the money which it should have received from Mr. Oakes, but has paid Dr. Douglas \$25 because the draft was protested. Nor is this all. The doctor testifies that he took every means in his power to collect this money, and in after years he did collect nearly or quite all of it; and as we find no place where the doctor has accounted for this, we are forced to accept the conclusion that the doctor, from the University and Mr. Oakes together, has received \$50, which is just the amount the University has lost by the non-payment of the Oakes account, and the payment of the

doctor because he could not collect the draft, *and this account of John F. Oakes was a stubless account.* Now, if Dr. Rose had paid this account in currency, which was usually his custom, we must believe that this would have been a delinquent account against Dr. Rose to-day, as it is at present unaccounted for by Douglas to the University.

From these facts, together with what has been said of the accounts of Pantlind, Thomas, and Hubbard in the fore part of this report, we can arrive at but one conclusion: that not only were stubless accounts a part of the recognized system of the business of the laboratory, but originated before Dr. Rose entered the laboratory, and also were known to and recognized by the Director of the laboratory from the time Dr. Rose entered until this defalcation was discovered; and the same class of accounts exist there to-day. Surely the Fates in these instances have not been favorably disposed to the theory that there were no stubless accounts recognized by Dr. Douglas.

It is claimed by Dr. Rose that these stubless accounts were always settled up at the close of each year, or at what he terms an "annual" or "final settlement;" and that there was such a thing as a final settlement there is no doubt, as Dr. Douglas in his testimony speaks of a final settlement of June, 1873-4; and the stub-books and all the evidence go to show that there were final settlements, as Dr. Rose claims; and Dr. Rose also claims that these accounts nearly all occur at the end of the year, and that most of them are settled by the students in June; and in this statement he is borne out, your committee find, by the settlement of these accounts upon the ledger; and this being the case of necessity, if they were settled at all, they would come into the final settlement in June. And these statements of Dr. Rose are further corroborated by the cases to which we have alluded, of these stubless accounts being settled by Dr. Douglas, for we find that they were all adjusted in the final settlements of the year.

It is also claimed by Dr. Rose that for the last three years covered by this investigation he has positive proof that these stubless accounts were included in the final settlements, namely, for the years 1872-3, 1873-4, and 1874-5; and your committee believe that the evidence adduced before it bears him out in the statement; and there has been no evidence produced in the least to the contrary, except for the year 1873-4. Dr. Rose has given all the dates of the settlements for these three years, and also the dates of final settlement. The dates of none of these settlements are disputed by Dr. Douglas, except for June 13 and June 19 of the year 1873-4.

Now, your committee have found that when the dates of settlement are given, and the time which the settlement covers, it is very easily determined what must of necessity go to make up or compose each settlement. The stub-books will show how many certificates have been issued and the amount of deposit money due from Dr. Rose during that time; and an examination of the ledger or certificates would show how many students had settled with Dr. Rose during that time, and how many tickets were in his hands to be accounted for by him. The date of every such settlement has been given for these three years, and Dr. Rose is corroborated in his statement by settlement marks that occur upon the stub-books, which Douglas admits to have been made for this purpose; and they are further corroborated in the year 1874-5 by bank checks for all but two, and they agree in date with the settlement marks on the stub-books; and in further corroboration these dates of settlement are also stated by Douglas to have been such by the receipts given under his own hand and signature on Rose's "long book;" and further, the settlement of June 13, 1874, for the

year 1873-4, which the doctor has endeavored to put out of existence and denied, in what seems a Providential manner is further corroborated by the following :

A settlement took place the 2d day of April, and all the stubs of that settlement are receipted for with the initial D in pencil. All of the tickets on wrapper No. 9, as shown by the ledger and the back of the ticket, were settled by the student on the 2d day of April or previous to that date, and must have entered into that settlement. Stub No. 230, which follows the last stub signed with the D in pencil on the 2d day of April settlement, is written in ink. On this stub is the cross of settlement; also in Dr. Douglas' handwriting in brackets "13th J." This settlement included the balance of deposit money for that year receipted for by the letter D in ink,—all of which certificates were issued before the 13th day of June. The only remaining ticket in that year's business is an apparatus ticket for \$206.23, issued June 26th, the date of final settlement, and which was settled on that day, as claimed by both Douglas and Rose, which is this time initialed in pencil.

Now, at this June 13th settlement, besides the deposit money, \$195, there were in the hands of Dr. Rose all the tickets embraced in wrappers No. 3, 4, and 5, and two loose tickets, which upon the ledger and upon the back of the tickets, show that they were settled by the students with Dr. Rose before June 13,—and therefore, according to the way of doing business in these settlements, must be embraced in this June 13 settlement. The records fully show that this settlement took place as stated by Dr. Rose.

That there was a settlement June 19 of this year, as claimed by Dr. Rose, is not shown by the stub-books, as there were no tickets issued after June 13, on which the settlement mark or cross could have been placed; but there are other circumstances and evidences which lead us to believe that he has stated the truth in regard to this settlement, and that it did take place as stated by him. Dr. Rose testifies that these settlements did take place always preceding the June meeting of the Board of Regents, in order that Dr. Douglas might make his annual report to the Board for the year.

Dr. Rose testifies that Dr. Douglas did come, as had been his custom for eight years previous, to make the final settlement; but owing to the fact that there was a large number of unsettled accounts still outstanding, as shown by wrapper No. 11, which were settled between that date and June 26, the date of the final settlement of the year, he claims that the final settlement was deferred and a settlement made for what he did have in his hands, that is wrapper No. 1. The tickets in this wrapper seem to confirm this, as the last ticket settled as enumerated by this wrapper was settled on June 18. An examination of the records shows that Dr. Douglas did not hand in his report at the June meeting of the Regents, as had been his custom of previous years; and we can see no valid reason why this report was not handed in at the customary time unless on account of their not having had a final settlement, which further corroborates the testimony of Dr. Rose why the final settlement was not made at that time.

Another and more conclusive reason why this settlement must have been as stated by Dr. Rose is this: Dr. Rose testifies that these final settlements embraced, first, all the tickets which would show by their dates of settlement to have been in his hands at such a time; second, all the stubless accounts occurring during that year which had been settled up to this date; and third, all the sub-payments on forfeited accounts which had occurred up to this time. The

amount of these regular tickets as given by Dr. Rose, together with the stubless accounts and sub-payments on forfeits, amount to \$1,290.18. The check for the payment of this amount on the National Bank at Ann Arbor was \$1,290.

Your committee find an error in the accounts given by Dr. Rose which go to make up this \$1,290.18, of \$19.75; and Mr. Tregaskis also makes this error, and reports it as a delinquent account for that year, instead of 1874-5; and when we take into consideration that Dr. Douglas fails to make any reasonable statement of the accounts which go to make the amount for which this check was given, as we will hereinafter show, and that in all the accounting for moneys in his hands this is the only mistake made by Dr. Rose which your committee are able to find, we can but believe that his accounting is as correct as could have been expected, after the lapse of several years, when he has once accounted for all moneys in his hands to the one to whom he was held responsible, and with no vouchers left for his defense only what seems providential.

In all the former investigations, Dr. Douglas has claimed that those wrappers for the year 1873-4 were 12 distinct settlements, and in this investigation he has positively sworn that the wrappers represented 12 distinct settlements, and not until confronted with this \$1,290 bank check, has he in any way changed in the least his testimony in regard to these settlements; but this was a new phase of the affair, and as there was no wrapper in all of those years that represented moneys amounting to anywhere near this amount, there must be a new theory adopted, and the old line surrendered or deserted. So Dr. Douglas, with as much case as could have been imagined, adopted the new theory that four wrappers and one apparatus voucher went to make up this settlement for which this \$1,290 check was given.

Let us see whether this theory is any more tenable than the first. He testified that wrapper No. 1 was settled in February, when in fact the students represented on this wrapper, as the tickets and the ledger show, had not settled with Dr. Rose until between June 13 and 19 following. Now, that wrappers No. 1, 3, 4, and 11 (as numbered on the wrapper, and the numbering used throughout all this investigation) could not all, together with the apparatus ticket of \$206.23, make up this amount of \$1,290, we give the following reasons: First, that the period of time that this statement covers is something like three months when Rose and Douglas both testified that the settlements occurred about once a month; second, he has left out \$195 deposit money which the stub-book shows was received during that time; and third, he has left out wrapper No. 5 entirely, with 27 tickets, amounting to \$361.90,—all settled by the students with Dr. Rose during this period; and as Dr. Douglas swears that there was no settlement from April 2 until June 26, the final settlement, we, accepting the Doctor's version of the settlement of this period, ask, Where was this package of 27 tickets contained in wrapper No. 5 reported? They could never have been accounted for to the University, which is an utter impossibility, as these tickets are with the steward and have been duly settled; fourth, and also for the reason that the books did show that there was a settlement June 13, which is denied by Dr. Douglas.

The evidence is very plain, your committee believe, that Dr. Rose has reported this stubless money for these three years,—1872-3, 1873-4, and 1874-5, amounting to \$1,134.50, and that the same was actually paid to Dr. Douglas; and that all the evidence goes to show that there were final settlements at the end of each year, in which these stubless accounts were settled for as between Dr. Rose and Dr. Douglas; and when we take into account the testimony that wherever bank checks or drafts appear they are sure to reveal that stubless accounts have been

reported by Dr. Rose, we are confidently of the opinion that Dr. Douglas has received the money for this class of accounts when they were paid in currency; and that he has held this money all these years unconsciously we cannot believe.

TESTIMONY.

In all the testimony taken in this case it will be very evident to any one reviewing the same that there is a vast amount irrelevant, and we did not see how we could avoid it, as when we commenced this investigation we were perfectly ignorant of the manner of doing business in the laboratory, and we had for a time to grope in the dark for facts. Your committee believed that the truth should be disclosed, and we have therefore given the broadest latitude in order that no one should have reason to complain because we would not receive testimony.

CONFLICTING STATEMENTS AND CONFLICTING TESTIMONY.

We have endeavored to weigh all this evidence and pay that regard to it that it seemed to demand of us. We have found some of the witnesses swearing to one thing to-day and another to-morrow. Some testimony was so utterly inconsistent with the books and reports that we found it utterly impossible to give any credence whatever to it.

For instance, Dr. Douglas testifies (page 5 of his testimony) that all the accounts during Lewis' time had been properly reported to the Regents, when, on the other hand, Climie, Briggs, Tregaskis, and the books all show a delinquency of about \$60.

He testifies, on page 29, that he did not know of any account without a stub. This was a new development. He afterwards testifies (page 334) that there were such accounts in all those years, and the records show where he has settled these accounts himself.

In the June-7th testimony, on the last page, he stated that the D's were cut out by the first committee. On page 304 of the present testimony he swears, "We cut them out." The next day he corrected it, stating that *he* cut them out. On pages 260 and 270 he testifies that bargains for commissions were made with the Board of Regents, page 69 with the finance committee, and page 34 with Gilbert. All of the Regents testify that they knew of no bargains being made beforehand.

Page 69, he states that the reason why his book shows \$238.15, and his report \$288.13, was because the finance committee probably altered that item in his report. We can hardly see why, with their known generosity, they could have been so kind.

Page 361, he states that no money passed between him and Rose without a voucher; yet the records show hundreds of dollars so reported.

Pages 322 and 383, he states that he never was alone with the books for a moment. In this he is refuted by Bennett, George, Briggs, and Tregaskis.

Page 387, he testifies that he had no knowledge of the sub-payment stub-book. He afterwards acknowledges that he got them printed, and that he gave Miss Crane instruction in the keeping of the accounts; and we find his name in his own hand upon the book.

Page 413, he says Rose never reported or paid to him any sub-payments on forfeited accounts, and he never knew of any such payments. Such accounts are upon his report for the first six years.

Page 20, he stated that Rose reported to him 29 forfeitures amounting to

\$208, in July, 1874, "after I had made my annual report." The records show that this report was not made until October, 1874. Why not include them when he did make the report? He says: "They were credited on my book in July, 1874; there is the original entry, and it was made in July or during vacation. I had made my annual report for that year. They had nothing to do with the defalcation." He had not made his report, and the next day, when his attention was called to it, he said it was entered in November. Then in July, then in November!

Page 277, he swears that wrapper No. 1 was settled Feb. 27, and then, page 407, swears that No. 1 was included in the final settlement in June.

Page 276, he swears that the wrappers for 1873-4 are 12 distinct settlements, and afterwards, page 343, combines 5 of them in one settlement and swears to it!

The foregoing are only a few of the instances where we find that Dr. Douglas has testified in contradiction of himself, or other witnesses, or of the records introduced before this committee as evidence.

In no place in the evidence of Dr. Rose do we detect any conflicting testimony, either with himself or the records, excepting the error of \$19.75, which went to make up the bank check. His testimony does conflict with statements that he had previously signed. So do the stub-books, records, and reports of Dr. Douglas. Rose's testimony is borne out by the records; and we are, therefore, disposed to believe that the statements then made, and the conduct of Dr. Rose at the time of the discovery of this defalcation, was nothing more than the weakness of a man who supposed that he was in the power of his enemies, and who had never taken but always given vouchers, except the D and the red line, if they may be considered vouchers. We none of us know what we would have done under similar circumstances. We cannot believe that there is money in his hands, unless by the very few mistakes which have been shown in his book-keeping, which work the accountants and your committee believe shows as few mistakes as the average, or even fewer.

UNIVERSITY "SCRATCH BOOK."

Dr. Douglas in his testimony has based a great share of the credibility of what he has stated upon what he has termed the "University scratch-book," and a report of this investigation would be incomplete without a review of this very important book. As the doctor has at various times based his statements upon the contents of this book, we have taken it into very careful consideration, and have noted what is claimed for it, and whether it is a book of "original entries," as the doctor has repeatedly sworn that it was.

Page 188, Dr. Douglas swears that the entries on this book were made when he received the money. Nowhere within the book do we find the money represented by the checks.

Page 188, again, he says the book is a rough one, and does not purport to be correct.

Page 225, he says the entries were made at the time they were dated. Then how could the dates be reversed in many instances?

Page 320, he says every account was kept in the scratch-book except stub accounts. We do not find the laboratory assistant account in full.

Page 346, he says his annual reports are supposed to be duplicates from his scratch book. If so, we cannot see why they should not show that part of the assistant account which appears on the book.

Page 365, he says he don't know whether this book will show the dates of

settlement. It should do so if the moneys were entered on the date of the settlement.

Page 366, he says that he is unable to give exact dates by this book.

Page 369, he says he does not keep dates very carefully in the scratch book, and could not identify settlements without considerable trouble. Then it would not be safe to rely on it for dates.

Pages 439-40, he says the \$50 entry was made at the time of the transaction with the Ann Arbor union school. Afterwards he stated that this whole account was entered on the scratch book when he made his report. The report was made some two years afterwards. And we find that the whole list of the accounts and the entries of figures with the Ann Arbor union school are in ink, while the \$50 is in pencil, and the whole account foots up just \$50 less than it should; and we find no place where Dr. Douglas has accounted for this \$50, and therefore it should be charged to him.

Page B 412, he says that the 12 packages were taken immediately from Rose to his house and entered upon this book. If this was the case, we cannot see why the packages should be reversed and the apparatus ticket of \$206.23 entered first of all when it was the last account settled in that year.

In several places in this book your committee find that entries have been changed to suit, or in order to make debits and credits balance. It is frequently in the entry of commissions that this occurs.

We also find that up to 1859 this book, while it has many erasures and errors, bears evidence of age and of having been used for some such purpose as is claimed, as it is all written in ink, and the different shadings of the ink show that the entries were made at different times. After 1858 there is a sameness to the work which could not appear in an original-entry book,—no change in the handwriting; whereas Dr. Douglas swears that his hand has changed in several years. All, or nearly all, comparatively, is written in pencil. In many cases the dates are reversed, and in several the years are reversed; as, for instance, on page 135 of the book there are two entries made June 15, 1864, in the midst of the July entries for the year 1859.

But it is an impossibility to give a tithe of the inaccuracies that are found in this work; and as your committee find that entries are made in it only up to about the time which this defalcation covers, we are mindful that it might have been made up for this occasion, and in such haste that the mistakes occurring were of a necessity the case; and since Rynd, Climie, and Tregaskis testify that he had claimed to them that he had not even the scratch of a pen which would throw further light upon this defalcation, we are reminded that our suppositions might be correct; and we find it perfectly unreliable as to dates, and do not believe that it is worthy of any consideration as a book of original entry.

Your committee have also carefully examined all the vouchers of the chemical laboratory to which they have had access, and have classified and tabulated them sufficiently to show the expenditures of each year from 1863 to 1876, and for what purposes made. A summary of these disbursements are appended to this report, and will be found marked "Exhibit B."

Another statement annexed to this report shows the amount of commissions charged by Dr. Douglas for the period of twenty-four years, from 1851 to 1876, and is marked "Exhibit B."

A third statement is also appended to this report, containing a tabulated statement, entitled "Errors and erroneous charges in Dr. Douglas' reports," designated as "Exhibit C."

"Exhibit A" will certainly furnish food for thought, and present some fea-

tures which seem to have hardly received the examination which their singularity invited.

After patiently investigating this whole matter for more than two months, we are somewhat prepared to see errors in the reports of the Director of the Chemical Laboratory amounting to \$1,458.67 in his favor and against the University, as shown in "Exhibit C."

It will also strike one as very singular, that the sum of \$3,672.13 has been paid to Dr. Douglas or taken by him as commissions without, as far as the records show, having made any previous contracts, or in some instances without any auditing of his accounts. "Exhibit B" shows this amount.

SUMMARY.

In presenting a summary of the conclusions to which we have come, your committee are painfully conscious that they assume a position in this unhappy controversy that will provoke unfavorable criticism and obloquy; but having attempted to fathom the subject and disclose the facts in regard to it, we do not hesitate to state our convictions and to assume all the responsibility involved in such statement.

We find in our judgment that the financial affairs of the University were managed in a very unsystematic manner until recently, and even now need some improvements.

We find that the manner in which the business of the chemical laboratory was conducted was faulty and irregular to a surprising degree.

Nor can we withhold the opinion that the Board of Regents were derelict in the important obligation of carefully watching over its affairs and guarding it from fraud.

They allowed expenses to be incurred unreasonably large in many instances, and expenditures in other instances utterly preposterous and uncalled for.

They permitted dictation and control almost beyond belief.

They allowed interest on money which could never have been advanced as claimed by the Director, the laboratory having always been in funds.

Why interest was ever allowed seems a profound mystery.

They allowed the Director to deceive the students by pretending to sell chemicals and apparatus to them at New York prices, while an inspection of the ledger shows an enormous advance on such prices.

It was assumed that the laboratory was profitable and yielded a large income to the University without foundation in fact.

The accounts rendered by the Director are found to be not merely faulty, but incorrect to the extent of thousands of dollars.

It is utterly impossible to tell whether the defalcation traced by these investigations is the only one that has occurred. The tables herewith presented in Appendices A, B, and C are highly suggestive of others, to say the least.

Your committee have endeavored to trace the deficit in the Chemical Laboratory to the responsible parties, and with the aid of accountant Tregaskis, assisted by the work of others, we reach the following: The defalcation, as determined by the books and papers in this case, is \$5,797.17, to which should be added the accounts of Wells and Grant, of \$30.65, which was paid to Rose and never entered upon the ledger, making \$5,827.82.

Of this amount \$3,349.73 is made up of missing tickets and certificates having a corresponding stub, with a red line and letter D certified by Dr. Douglas to have been paid to him. The remaining part of this defalcation is \$2,478.09.

Of this we are able to trace to our satisfaction \$1,998.79 to the same hands. The balance of \$479.30 is traced to the hands of Dr. Rose.

Beyond that the evidence is cloudy and conflicting. It is claimed by Rose that this sum coming into his hands during a period of eight years was paid to the Director in the following manner:

1. By accounting to the Director for moneys received from students after his annual reports were written, and which he never reported.
2. By reporting to and paying over to the Director accounts which had been settled on the ledger, but which had been overlooked till the close of the year.
3. By paying in currency during two years, and not bank checks, thus having no means of showing the amounts paid.

That these claims of Rose have great plausibility and many facts also to confirm them, is plain. The testimony of Rose, corroborated as it is, by the transactions during the years in which the bank checks were used, and showing that the accountings of Rose to the Director were correct, must certainly have great weight.

No effort was made by Dr. Rose to explain away his responsibility in the accounts of Wells and Grant except by explaining that these accounts were paid at his house in connection with a board bill, and must inadvertently have been omitted in the proper accounting next made as well as from the ledger.

The frank manner in which Rose gave his testimony, apparently seeking to cover up nothing, powerfully commends his statements to our fullest credence.

On the other hand the vacillating, disingenuous manner of Dr. Douglas, his shameless contradictions and prevarications, as well as his contradictions of proven facts, excited in us no little pity and shame.

We now submit the testimony in this case, and leave to this Legislature and the people what to us has proved a source of great anxiety, care, and labor.

In conclusion, we may be allowed to express the firm conviction that this unhappy affair will be properly treated by those who have the care and management of the University in time to come, and that, taught by this unfortunate experience, they will exercise all needful vigilance in the future.

We also firmly trust that when the present excitement shall have passed away and this matter shall be fully adjusted, the people of Michigan will feel no less regard for an institution which in one generation has risen to an influence so commanding, which has done so much for the honor of our young and noble State, and which we believe will still go on in its grand and noble work of giving the broadest culture, the noblest enterprise and the richest benedictions to many whom it may attract to its instruction.

Your committee, without making any recommendation, submit this report, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR,	} Of the Senate.
<i>Chairman of Joint Committee,</i>	
T. H. HINCHMAN,	
R. B. C. NEWCOMB,	} Of the House.
C. B. MILLS,	
<i>Chairman of House Committee,</i>	
N. B. HAYES,	
FITCH PHELPS,	
R. J. KELLEY,	

During the last three days I have been unavoidably absent from the Capitol, and in my absence a large portion of the foregoing report has been put in form

and written out by the other members of the joint committee. On my return last evening the report was being read by the chairman of the House committee to the House of Representatives. I therefore had no opportunity to examine the report before it was read, but the facts and data upon which it is founded, we have been carefully considering for weeks, and I concur in the conclusions generally of the committee, and in that portion inculcating Dr. Douglas, but I do not see my way to so nearly exonerating Dr. Rose as the other members of the committee.

WM. MCARTHUR.

APPENDIX.

All of the debit vouchers from 1863 to 1876 have been examined, and a tabulated statement of the same is prepared showing the expenditures for each year for chemicals, freight, interest, expenses to New York and elsewhere, for sundries, and for permanent improvements, as far as could be determined by the vouchers. [See Exhibit A.] A large item of expenditures, commencing back at 1851, is only partly included in that statement, for the reason that the bulk of it is found only in special reports. We refer to the commissions charged by Dr. Douglas for superintending buildings, water works, and steam heating, and the purchase of chemicals and apparatus. It will be observed that 10% was paid for commissions on one building, 8% on steam heating and water, and 5% on other work, all very extravagantly high rates, even higher than competent mechanics could be employed for. [See Exhibit B.]

The items of errors in the annual statements are also presented in Exhibit C.

The laboratory is claimed by parties in their testimony to be profitable. An examination of the facts and figures prove that it was an annual expense to the University instead, when the salaries paid to professors and assistants is taken into the account. It is true that it should have been self-sustaining if the proper care and economy had been observed. The profit upon chemicals has been large, and should have paid for all necessary improvements, and for all necessary instruction in that department. It appears that the prices paid for chemicals and apparatus were excessive. That money was used in going to New York,—generally unnecessarily. The amounts charged for expenses to New York, if authorized and correct, should not have occurred oftener than once in three or four years, and should never have exceeded \$60 for any one trip. It also appears that articles were purchased not absolutely needed, and in excessive quantities, and that the stock carried is out of all proportion to the amount of sales.

It is testified that the inventory shows \$8,000 of chemicals and apparatus on hand, kept for sales which amount to only \$2,000 on the average, at first cost. A prudent expenditure would have left no excuses for charges of interest occurring almost yearly on the Director's reports. To make such charges appear plausible, the items of payments are frequently under erroneous dates. We notice bill charged as paid July 1, was receipted Aug. 10; payment charged Aug. 1, was receipted Oct. 10th,—which are only two of a number charged and dated in that way in years where excessive interest is charged. An examination of the accounts proves that the Director was always in funds for laboratory account, and should never have charged interest. We notice the same charges for interest and for expenses to New York, prior to 1863, but not in as large amounts. We give the table below, Exhibit D, as an approximation, to the cost of the laboratory. It will be borne in mind that professors and teachers were always paid by warrants from the general fund.

EXHIBIT A.—Summary of Disbursements, 1863 to 1876.

DATES.	Chemicals, Apparatus and Freight.	Gas.	Traveling Expenses.	Interest and Exchange.	Assistants.	Commissions	Bondries and Construction	Purchases of doubtful Utility.	Erroneous Charges.	Payments.	Receipts for Chemicals and Apparatus.	Receipts by Warrants.	Pay'mts to Regents
1863-4	973 73	861 50	974 10	910 90	819 87	.....	9735 70	.....	.....	\$1,743 23	\$1,555 96	.....	.....
1864-5	1,258 73	160 73	72 51	17 81	10 00	.....	237 77	.....	.....	1,758 94	3,900 53	.....	.....
1865-6	1,083 46	172 25	5 56	14 74	64 76	.....	653 86	.....	.....	2,552 82	2,113 54	.....	.....
1866-7	1,515 48	317 57	82 83	18 83	945 06	.....	3,413 73	.....	.....	4,910 64	4,920 12	\$450 00	.....
1867-8	1,574 50	317 56	6 20	16 45	.....	114 00	701 21	.....	.....	2,565 77	4,297 15	.....	\$250 00
1868-9	2,753 81	243 81	153 86	109 73	696 00	.....	4,057 45	.....	.....	2,781 41	6,519 20	.....	.....
1869-70	2,618 58	276 00	41 17	94 02	408 00	.....	305 02	.....	.....	3,765 79	6,064 27	.....	.....
1870-1	2,355 73	231 70	105 46	8 64	258 00	.....	305 29	.....	.....	3,280 76	5,265 61	.....	800 00
1871-2	2,614 15	246 00	.....	80	460 00	.....	573 83	.....	.....	4,154 17	5,205 85	.....	800 00
1872-3	2,469 88	421 50	133 57	.....	371 00	.....	305 96	.....	.....	4,323 77	5,063 70	.....	.....
1873-4	3,305 86	415 96	113 75	166 11	4 19	.....	684 80	.....	.....	5,938 75	5,070 65	.....	.....
1874-5	4,061 05	565 60	97 55	300 19	3 50	.....	1,651 07	.....	.....	6,702 69	6,252 75	.....	.....
1875-6	2,268 57	364 00	169 56	150 00	.....	625 00	310 06	.....	.....	3,510 20	4,069 65	.....	.....
Totals....	\$22,653 51	\$3,914 74	\$908 58	\$677 54	\$2,565 81	\$1,287 13	\$12,847 55	\$1,805 60	\$453 03	\$54,497 23	\$39,935 43	\$5,163 50	\$1,550 00

NOTE.—Statements of Receipts are from the Laboratory books.

EXHIBIT B.

Commissions charged by Dr. Douglas in his annual and special reports:

YEAR.		Special Reports.	Annual Reports.
1851.	Commission on purchases of \$1,064.55.....	\$110 40	
1857.	“ “ building, 10%.....	468 31	
1864.	“ “ “ 10%.....	875 00	
1867.	“ per report.....		\$114 00
1868.	“ on laboratory building.....	250 00	
1869.	“ “ steam heating, 8%.....	741 29	
1874.	“ “ \$4,000 laboratory building, 5%.....		200 00
1874.	“ “ purchases of apparatus and chemicals for laboratory, 5%.....		288 13
1875.	Commission on gas and water.....		625 00
		<hr/> \$2,445 00	<hr/> \$1,227 13
			2,445 00
Total commission ascertained.....			<hr/> <hr/> \$3,672 13

EXHIBIT C.

Erroneous Charges and Omissions in Dr. Douglas' Reports.

1863-4.	Error in footing.....	\$30 88
1876-7.	Error in charging money refunded.....	4 65
1867-8.	Error in footings, pages 4 and 5.....	20 00
1868-9.	Error in charging Rose, no voucher and not paid.....	100 00
1868-9.	Error in charging express charges twice.....	6 50
1868-9.	Error in footing report.....	206 28
1869-70.	Error in charging protested draft, since paid.....	25 00
1870-1.	Error in chg, membership Pharmaceutical Association.....	8 00
1871-2.	Error in charge to Rohrbeck & Goebeler.....	7 00
1871-2.	Error in F chg. 15c, Rose, \$2.25.....	2 40
1874-5.	Error in charging freight M. C. R. R.....	15 53
1875-6.	Error in carrying balance.....	21 65
1875-6.	Error in charging freight bill twice.....	11 64
1869-70.	Error in charging traveling ex. to Pharmaceutical Ass'n.....	41 17
1863 to 1875.	Error in charges of interest.....	926 88
1873-4.	Error in not crediting am't rec'd from Union school per acct.	50 00
1866.	Error in not crediting State.....	7 15
		<hr/> \$1,484 73
1864-5.	Cr. error in carrying balance.....	26 06
		<hr/> \$1,458 67

Perhaps there should be added to the above, two assistant warrants, \$137 50 each, issued July 1st and September 30th, '74, for which there are no vouchers,—\$275.00.

Purchases not Directly Authorized and of Doubtful Utility.

1872-3	Magic lantern and pictures.....	\$146 00
1872-3.	Magic lantern improved vertical slit.....	279 75
1873-3.	Magic lantern and slides.....	132 27
1873-4.	Magic lantern pictures.....	8 00
1873-5.	Corrected objective.....	25 00
	Objective.....	2 00
	K. Douglas, 9 slides.....	9 00
	Electrical machine, bought in London.....	1,168 07
		<hr/>
		\$1,770 69
		<hr/>

EXHIBIT D.

STATEMENT Showing the Cost of Conducting and maintaining the Laboratory the last Fifteen Years.

Amount appropriated from June 28, 1860, as per statement from books, for additions to building and repairs.....		\$16,544 37
Amount paid by warrants from General Fund for salaries from April 1, 1861, to April 1, 1876		67,653 60
		<hr/>
Total payment from General Fund in 15 years.....		\$84,197 97
Inventory,—laboratory.....	\$19,000	
“ fixtures, chemicals, etc.....	23,000	
	<hr/>	
	\$42,000	
Less value of buildings prior to 1861, and depreciation since.....	10,000	
	<hr/>	
		32,000 00
		<hr/>
Balance against laboratory.....		\$52,197 97
From this may be taken, say one-half of matriculation fees paid into the medical department, or into the literary department...		20,000 00
		<hr/>
Balance against laboratory.....		\$32,197 97

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate adjourned.

Lansing, Wednesday, March 28, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called: a quorum present.

Mr. Taylor asked and obtained leave of absence for himself for the forenoon.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 199 (printed No. 120), entitled

A bill to repeal act No. 168 of the session laws of 1873, entitled "An act to provide for the custody and safe keeping of persons who are tried for murder and other high crimes, and are acquitted by reason of insanity," approved April 25, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 224 (printed No. 111), entitled

A bill to amend section 13, chapter 151, being compiler's section 4281, of the compiled laws of 1871, relative to estates in dower,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Packard,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 70, entitled

A bill to amend act No. 82 of the session laws of 1873, by adding one new

section thereto, to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively,

And to inform the Senate that the House has amended the same by striking out the following words:

"Provided further, That companies so organized shall not take risks outside of the county where its headquarters or principal office is located, or any county adjoining said county,"

In the passage of which, as thus amended, the House has concurred, by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Adair moved that the Senate concur in the amendment made to the bill by the House;

On motion of Mr. Waterbury,

The bill was referred to the committee on insurance.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1877. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following bills:

1. House bill No. 445 (printed No. 146), entitled

A bill to change the corporate name of the First Baptist Church and Society, of Sandstone, in the county of Jackson, State of Michigan, to the First Baptist Church and Society of Parma, in the county of Jackson, State of Michigan;

2. House bill No. 232 (printed No. 150,) entitled

A bill to authorize the transfer of certain unexpended balances of appropriations heretofore made for "History of Campaigns" and for "Corner Stone Celebration;"

3. House bill No. 363 (printed No. 159), entitled

A bill to amend sections 1692 and 1693, chapter 46, of the compiled laws of 1871, relative to boards of health and health officers in townships;

4. House bill No. 172 (printed No. 133), entitled

A bill to amend sections 3 and 14 of act number 82 of the session laws of 1873, approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter 97 of the compiled laws of 1871, and also act 94 of the session laws of 1871," approved April 12, 1871;

5. House bill No. 424 (printed No. 259), entitled

A bill to incorporate the village of Tekonsha;

6. House bill No. 228 (printed No. 167), entitled

A bill authorizing the mortgagee or his legal representatives to purchase property on sale by foreclosure, under chattel mortgages;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The second named bill was read a first and second time by its title, and referred to committee on appropriations and finance.

The third named bill was read a first and second time by its title, and referred to the committee on public health.

The fourth named bill was read a first and second time by its title, and referred to the committee on insurance.

The fifth named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The sixth named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 215 (printed No. 156), entitled

A bill to amend compiler's section 5656, of the compiled laws of 1871, being section 6 of an act entitled "An act to provide for the appointment of a State Reporter," approved April 17, 1871;

2. House bill No. 194 (printed No. 135), entitled

A bill to amend section 11, of chapter 159, of the compiled laws of 1871, being compiler's section 4491, relative to commissions allowed executors;

3. House bill No. 292 (printed No. 162), entitled

A bill to amend section 34, of chapter 176, of the compiled laws of 1871, being compiler's section 5070, relative to "receivers in chancery;"

4. House bill No. 520 (printed No. 165), entitled

A bill to amend section 7, of chapter 156, of the compiled laws of 1871, being compiler's section 4383;

5. House bill No. 390 (printed No. 179), entitled

A bill to repeal an act to prevent fishing during the months of December, January, February, and March, in the inland lakes in the county of Oceana, approved April 16, 1875;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The first, second, third, and fourth named bills were read a first and second time by their titles, and referred to the committee on the judiciary.

The fifth named bill was read a first and second time by its title, and referred to the committee on fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House, to transmit the following bill:

House bill No. 72 (printed No. 40) entitled

A bill to make silver coins legal tender in certain cases;

Which has passed the House by a majority vote of all the members elect,

and by a vote of two-thirds of all the members elect, been ordered to take effect on the 30th day of June, 1877, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on appropriations and finance.

MOTIONS AND RESOLUTIONS.

Mr. Morse moved to take from the table the following :

House bill No. 306 (printed No. 251), entitled

A bill to vacate the township of Lincoln in the county of Midland, and to incorporate its territory within the township of Hope, in the county of Midland.

Which motion prevailed.

On motion of Mr. Morse,

The bill was placed on the order of third reading.

Mr. Freeman moved that

Senate bill No. 183, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, to erect a new hall, and for repairs and other improvements at the State Agricultural College,

Which passed the Senate yesterday, be ordered to take immediate effect.

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Nelson moved that the committee of the whole be discharged from the further consideration of

House bill No. 149 (printed No. 70) entitled

A bill to provide for the completion and furnishing of the State House of Correction at Ionia, and to make an appropriation therefor ;

Also,

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia ;

Which motion prevailed.

On motion of Mr. Nelson,

The further consideration of the above named bills was made a special order for Wednesday.

Mr. Tyler offered the following resolution :

Resolved (the House concurring), That when the Legislature adjourns on Friday, March 30, it be until Tuesday evening, April 3, at 8½ o'clock.

Mr. Chamberlain moved to amend the concurrent resolution so that the Senate should adjourn from Friday, at 10 o'clock A. M., until Tuesday evening, at 8:30 o'clock P. M.

Which motion did not prevail.

Mr. Burleigh moved to lay the concurrent resolution on the table.

Which motion did not prevail.

The concurrent resolution was then adopted.

Mr. Morse moved to take from the table the following :

House bill No. 12 (printed No. 31), entitled

A bill to authorize the township of Carrollton to aid in the purchase or build-

ing of a bridge across the Saginaw river, to be thereafter maintained as a free bridge.

Which motion prevailed.

Mr. Baxter moved that the further consideration of the bill be indefinitely postponed.

Mr. Morse called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Packard,	Mr. Redfield,	
Baxter,	McElroy,	Perrin,	Shoemaker,	
Burch,	Newcomb,	Rankin,	Waterbury,	
Edsell,				13

NAYS.

Mr. Andrus,	Mr. Wm. Cook,	Mr. Markey,	Mr. Read,	
Breitung,	Foote,	Morgan,	Tyler,	
Burleigh,	Freeman,	Morse,	Williams,	
Chamberlain,	Jenney,	Osborn,		15

Pending the announcement of the vote,

Mr. Morse moved that Mr. Tyler be excused from voting;

Which motion did not prevail.

Mr. Tyler then voted as recorded above.

On motion of Mr. Morse,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Redfield moved to take from the table the following:

Senate bill No. 65, entitled

A bill to provide for an assistant to the State Librarian, and for the expense of the removal of the State Library to the rooms designed therefor in the new Capitol;

Which motion prevailed.

On motion of Mr. Redfield,

The bill was placed on the order of third reading.

THIRD READING OF BILLS.

House bill No. 306 (printed 251), entitled

A bill to vacate the township of Lincoln in the county of Midland, and to incorporate its territory within the township of Hope, in the county of Midland,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Read,	
Andrus,	Edsell,	Nelson,	Redfield,	
Breitung,	Jenney,	Osborn,	Shoemaker,	
Burleigh,	Markey,	Packard,	Waterbury,	
Burch,	McElroy,	Perrin,	Williams,	
Chamberlain,	Morgan,	Rankin,		23

NAYS.

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Title agreed to.

On motion of Mr. Morse,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 65, entitled

A bill to provide for an assistant to the State Librarian, and for the expense of the removal of the State Library to the rooms designed therefor in the new Capitol;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Rankin,	
Andrus,	Edsell,	Nelson,	Read,	
Baxter,	Freeman,	Newcomb,	Redfield,	
Breitung,	Jenney,	Osborn,	Taylor,	
Burleigh,	Markey,	Packard,	Tyler,	
Burch,	McElroy,	Perrin,	Williams,	
Chamberlain,	Morgan,			26

NAYS.

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Title agreed to.

On motion of Mr. Perrin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

SPECIAL ORDER.

Being the consideration of
Senate bill No. 155, entitled

A bill to provide for the appointment of a board of railroad commissioners, and to define their powers and duties, and fix their compensation;

Also,

Senate bill No. 156, entitled

A bill to amend section 5, of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

Also,

Senate bill No. 36, entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation."

On motion of Mr. Edsell,

The Senate went into committee of the whole on the special order, for the consideration of the above named bills,

Mr. Packard in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

1. Senate bill No. 155, entitled

A bill to provide for the appointment of a board of railroad commissioners, and to define their powers and duties, and fix their compensation;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following:

2. Senate bill No. 156, entitled

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

3. Senate bill number 36, entitled,

A bill to amend section 5 of act number 79 of the session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation;"

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

W. O. PACKARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the first named bill, and the title and the enacting clause of the bill was laid on the table.

On motion of Mr. Baxter,

Leave was granted the committee to sit again for the consideration of the second and third named bills.

By unanimous consent,

Mr. Nelson moved that the further consideration of Senate joint resolution No. 7, entitled

Joint resolution providing for the payment of the balance due on certain adjudicated claims;

Be made a special order for this afternoon at 3 o'clock.

Which motion prevailed.

On motion of Mr. Read,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the

SPECIAL ORDER.

Being the consideration of

Senate bill No. 36, entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation;"

Also,

Senate bill No. 156, entitled

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873.

Mr. Packard in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 36, entitled

A bill to amend section 5 of act No. 70 of the session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation;"

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following:

2. Senate bill No. 156, entitled

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

W. O. PACKARD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the second named bill, and the same was placed on the order of third reading.

On motion of Mr. Edsell,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the first named bill, and the title and the enacting clause of the bill was laid on the table.

On motion of Mr. Nelson,

The Senate went into committee of the whole on the

SPECIAL ORDER.

Being the consideration of

Senate joint resolution No. 7, entitled

Joint resolution providing for the payment of the balance due on certain adjudicated claims.

Mr. Redfield in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following joint resolution:

Senate joint resolution No. 7, entitled

Joint resolution providing for the payment of the balance due on certain adjudicated claims,

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

H. J. REDFIELD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Andrus,

The Senate concurred in the amendment made by the committee to the joint resolution.

Mr. Baxter moved that the joint resolution be placed upon its immediate passage.

Mr. Waterbury moved that the Senate adjourn.

Which motion did not prevail.

Mr. Burch moved that there be a call of the Senate;

Which motion did not prevail.

Mr. Burch moved that the Senate adjourn.

Mr. Burch called for the yeas and nays.

The motion to adjourn prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Nelson,	Mr. Redfield,
Andrus,	Jenney,	Newcomb,	Shoemaker,
Breitung,	McElroy,	Rankin,	Wilcox,
Burleigh,	Morse,	Read,	Williams,
Burch,			

17

NAYS.

Mr. Baxter,	Mr. Freeman,	Mr. Osborn,	Mr. Taylor,
Chamberlain,	Markey,	Packard,	Tyler,
Edsell,	Morgan,	Perrin,	Waterbury,
Footo,			

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Lansing, Thursday, March 29, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Wilkins.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Read: Petition of Charles D. Peters and 10 others, for a stringent law fixing the rate of interest at 7 per cent;

Referred to the committee on State affairs.

By Mr. Freeman: Remonstrance of A. A. Sunderlin, U. F. Rogers, Geo. W. Townsend, and 176 others, citizens of Ionia and Montcalm counties, against the passage of House bill No. 183, to amend an act relative to the floating of logs in streams of this State;

Also,

Remonstrance of E. B. Hubbel, E. O. Mather, and 124 other citizens of the same county, to the same effect;

The remonstrances were referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred House bill No. 153 (printed No. 153), entitled

A bill to define the boundary of Menominee county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MORSE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McElroy,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to amend sections 1692 and 1693, chapter 46 of the compiled laws of 1871, relative to the boards of health and health officers of townships,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. H. OSBORN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

Senate bill No. 30, entitled

A bill to authorize the formation of land companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

W. C. EDELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Waterbury,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies :

The committee on religious and benevolent societies, to whom was referred

House bill No. 445 (printed No. 144), entitled

A bill to change the name of the First Baptist Church and Society of Sandstone, in the county of Jackson, State of Michigan, to the First Baptist Church and Society of Parma, in the county of Jackson, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. C. EDELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Perrin,
Andrus,	Edsell,	Morgan,	Rankin,
Baxter,	Foote,	Morse,	Redfield,
Breitung,	Freeman,	Nelson,	Shoemaker,
Burleigh,	Hinchman,	Newcomb,	Taylor,
Burch,	Jenney,	Osborn,	Waterbury,
Chamberlain,	Markey,	Packard,	Williams, 28

NAYS.

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Title agreed to.

On motion of Mr. Edsell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on insurance :

The committee on insurance to whom was referred

Senate bill No. 70, entitled

A bill to amend act No. 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively ;

Which the House amended by striking out the following proviso at the end of recited section 22 :

Provided further, That companies so organized shall not take risks outside of the county where its headquarters or principal office is located, or any county adjoining said county ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the amendments made to the bill by the House be concurred in, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Chairman*.

Report accepted and committee discharged.

Mr. Waterbury moved that the Senate concur in the amendments made to the bill by the House ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,
Breitung,	Foote,	Morse,	Redfield,
Burleigh,	Freeman,	Nelson,	Shoemaker,
Burch,	Hinchman,	Osborn,	Taylor,
Chamberlain,	Markey,	Perrin,	Waterbury,
Wm. Cook,	McElroy,	Rankin,	Wilcox, 24

NAYS.

Mr. Andrus,	Mr. Newcomb,	Mr. Packard,	Mr. Williams, 5
Jenney,			

The bill was then referred to the committee on engrossment and enrollment for enrollment.



By the committee on the judiciary:

The committee on the judiciary, to whom was referred
House bill No. 520 (printed No. 165), entitled

A bill to amend section 7 of chapter 156, of the compiled laws of 1871, being
compiler's section 4383,

Respectfully report that they have had the same under consideration, and
have directed me to report the same back to the Senate, without amendment,
and recommend that it do pass, and ask to be discharged from the further
consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the gen-
eral order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred
Senate bill No. 151, entitled

A bill relative to the salary of county clerks,

Respectfully report that after careful a consideration of the subject they have
come to the following conclusions:

First, That a salary fixed by the board of supervisors and paid by the county
would render the work of the county clerk's office much greater and require
more assistance for clerks, and in many cases additional deputies. And as the
clerks have less personal interest in the collection of the fees, that they would
make less effort, and a comparatively small portion of the fees would be collect-
ed. That the work of the county treasurer would be greatly increased, and
though the fees would be large in the aggregate, would each be so small that
the cost of collecting them by litigation would be very great.

Second, That this proposed change would result in a benefit to dishonest liti-
gants and irresponsible attorneys.

Third, That it would be detrimental to the counties of the State, with but
few exceptions. Your committee on careful inquiry find that the proportion
of fees now collected by the different counties is only about two-thirds the
amount due, and your committee is of the opinion that not more than one-half
would be collected should the law be changed as contemplated in this bill.

When the fees are too large they may be reduced, or if the supervisors are
satisfied that the clerk of any county is getting too much from his office, they
may cut down the salary paid by the county. For these, with other reasons,
your committee are of opinion that the people would not on the whole be bene-
fited by the change proposed.

Your committee, therefore, report the bill back to the Senate, with the
recommendation that it do not pass, and ask to be discharged from the further
consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

Mr. Nelson moved that the further consideration of the bill be indefinitely
postponed;

Which motion prevailed.

By the committee on State affairs:

The committee on State affairs, to whom was referred the following House
concurrent resolution, to wit:

Resolved by the House of Representatives (the Senate concurring), That the

Secretary of State be instructed at the earliest practical moment after the close of the present session of the Legislature, to forward to each probate judge in the State, to the superior courts of Detroit and Grand Rapids, and to each prosecuting attorney in the State one copy of all the general acts ordered to take immediate effect; said acts to be printed and bound in pamphlet form,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment: Insert after the word "probate" the words "and circuit," recommending that the amendment be concurred in, and that the resolution so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The amendments made to the concurrent resolution were concurred in.

Mr. Read moved that the Senate concur in the adoption of the concurrent resolution.

On motion of Mr. Williams,

The concurrent resolution was laid on the table.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

A bill to amend section 1 of act No. 336 of the session laws of 1869, entitled "An act to revise the charter of the village of Wayland," approved March 30, A. D. 1869;

Also,

A bill to provide for or facilitate the incorporation of military or light guard companies for certain purposes;

Also,

A bill to amend sections 2, 4, and 34 of act No. 372 of the session laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20, 1867, and to add a new section thereto;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

A bill to amend act No. 368 of the session laws of 1875, entitled "An act to incorporate the village of Michigamme," approved March 27, 1875;

Also,

A bill to amend section 18 of act No. 517 of the session laws of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867;

Also,

A bill to change the name of the township of Deerfield, in Van Buren county, from Deerfield to Covert;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

A bill to amend sections two and five, of article fourteen, and sections one, two, and three, of article fifteen, and section one, of article sixteen, of act number two hundred and ninety, of the session laws of eighteen hundred and sixty-seven, being an act to incorporate the village of St. Johns;

Also,

A bill making an appropriation for completing the new State capitol, and for the electrician work for said building;

Also,

A bill to provide for the incorporation of St. Andrew's societies;

Also,

A bill to detach certain territory from the township of Alabaster, in Iosco county, and organize the same into a separate township to be known as the township of Burleigh,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved (the House concurring), That when the Legislature adjourns on Friday, March 30, it be until Tuesday evening, April 3d, at 8½ o'clock P. M.;

And to inform the Senate that the House has amended the same by striking out the words "Friday, March 30th," and inserting in lieu thereof the words "Thursday, March 29;,"

In the passage of which as thus amended the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Edsell moved that the Senate concur in the amendments made by the House to the concurrent resolution.

Mr. Burleigh moved that the concurrent resolution be laid on the table.

Mr. Burleigh called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Osborn,	Mr. Williams,	
Burleigh,	Morgan,	Taylor,		7

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,	
Baxter,	Freeman,	Nelson,	Redfield,	
Breitung,	Hinchman,	Newcomb,	Shoemaker,	
Burch,	Jenney,	Packard,	Waterbury,	
Chamberlain,	Markey,	Perrin,	Wilcox,	
Wm. Cook,	McElroy,	Rankin,		23

The question being on concurring in the amendment,

Mr. Andrus called for the yeas and nays.

The amendment was not concurred in, by yeas and nays, as follows :

YEAS.

Mr. Breitung,	Mr. Edsell,	Mr. Packard,	Mr. Waterbury,	
Burch,	Markey,	Redfield,	Wilcox,	
Chamberlain,	Morgan,			10

NAYS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Rankin,	
Andrus,	Freeman,	Nelson,	Read,	
Baxter,	Hinchman,	Newcomb,	Shoemaker,	
Burleigh,	Jenney,	Osborn,	Taylor,	
Wm. Cook,	McElroy,	Perrin,	Williams,	20

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 89, entitled

A bill to repeal sections 4757 and 4758 of the compiled laws of 1871, relative to divorce ;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 145 (printed No. 157), entitled

A bill for the incorporation of eclectic medical societies ;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 263 (printed No. 160), entitled

A bill to secure the payment of persons who perform labor for public works,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following joint resolution :

Senate joint resolution No. 9, entitled

Joint resolution to provide for a revision of the system of keeping State accounts ;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 413 (printed No. 190), entitled,

A bill to amend section 93, of chapter 10, of the compiled laws of 1871, being compiler's section 583, relative to vacancies in the office of the register of deeds ;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following joint resolutions :

House joint resolution No. 56 (printed No. 14), entitled

Joint resolution for extension of time for applications for pensions, and for dating of pensions from muster-out or discharge ;

House joint resolution No. 33 (printed No. 13), entitled

Joint resolution for the dating of pensions allowed by the United States Government ;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named joint resolutions were read a first and second time by their titles, and referred to the committee on military affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 29, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 503 (printed No. 176), entitled

A bill to revise the charter of Port Huron,

To which the Senate made sundry amendments, and have to inform the Senate that the 32d amendment made by the Senate the House has amended so as to read as follows:

32. By striking out all of section 8, chapter XIV., after the word "purposes," in line 11, and inserting the following in lieu thereof: "whatever, and the controller shall extend upon the same all State and county taxes certified to him by the board of supervisors; also all taxes authorized to be raised for city, school, and highway purposes in said city at the same time and in the same manner as township supervisors are or may be by law required to do, and shall annex thereto a warrant directed to the ward collectors of said city, respectively signed by him, and in all other respects the same as near as may be as is or may be by law required in warrants of township treasurers for the collection of State, county, and township taxes. The controller shall then cause the rolls to be delivered to the city treasurer, who shall give a receipt therefor, and be charged therewith. The treasurer shall receive all taxes on said roll without charging any percentage thereon until the first day of January in each year. After the said first day of January the said treasurer shall note on said rolls all payments that have been made for taxes, and shall deliver the rolls to the collectors of the wards of said city respectively, and take their receipts therefor. Said ward collectors shall collect said taxes charged in said rolls, together with their fees, which shall be the same as allowed by law to town treasurers, in the manner provided by law, and for such purposes they shall have the same power and authority as is now given by law to town treasurers. The collectors shall, within ten days after the expiration of their warrant, or in case of extension of time for collecting such taxes within ten days after such time has expired, pay over to the treasurer of said city all sums charged in said roll for city, school, and highway purposes, and shall make a full return of all taxes collected by them and of all descriptions of real estate delinquent for taxes in the same manner as township treasurers are now or may be by law required to make returns to the county treasurer, which return shall be made under oath and filed with the county treasurer, and a copy thereof filed with the city clerk. The taxes assessed upon said roll upon any real estate and all legal charges thereon shall be a charge against the person owning the same on the second Monday of July, and shall be a lien on said real estate from the fifteenth day of November of the year in which such tax was assessed, and all provisions of law respecting the collection of taxes and the return and sale of property for non-payment of taxes for State, county, and township purposes, and the redemption thereof, and the conveyance of land therefor

shall apply to such taxes. The said ward collectors shall, before entering upon the duties of their office, give such bonds as is required by the law of this State of town treasurers ; also such bonds, in such amount, and with such sureties a may be required by the common council and the board of education of said city."

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Waterbury moved that the Senate concur in the amendments made by the House to the amendment.

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Nelson,	Mr. Redfield,	
Burleigh,	Jenney,	Osborn,	Shoemaker,	
Chamberlain,	Markey,	Packard,	Waterbury,	
Foots,	McElroy,	Perrin,	Wilcox,	
Freeman,	Morgan,	Rankin,	Williams,	20

NAYS.

Mr. Andrus,

1

MOTIONS AND RESOLUTIONS.

Mr. Redfield moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

Senate bill No. 201, entitled

A bill to provide for the distribution of the Legislative manual of 1877.

Which motion prevailed.

On motion of Mr. Redfield,

The bill was placed on the order of third reading.

The President called the President *pro tem.* to the chair.

Mr. Edsell moved to take from the table the following :

Senate bill No. 81, entitled

A bill to provide for the registration of practicing physicians and surgeons.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

Mr. Edsell, a majority of the Senators consenting thereto, moved to amend the bill by adding to the end of section 1, the following :

"What is your name and post office address ;"

Which was agreed to.

Mr. Reed moved that the bill be laid on the table ;

Which motion did not prevail.

The President resumed the chair.

Mr. Freeman, a majority of the Senators consenting thereto, moved to further amend the bill by adding to section 1, the following :

"Do you kill more than you cure, and have you any secret arrangement with undertakers?"

Mr. Waterbury moved that the further consideration of the bill be indefinitely postponed ;

Which motion prevailed.

Mr. Andrus moved to reconsider the vote by which

House bill No. 149 (printed No. 70), entitled
 A bill to provide for the completion and furnishing of "The State House of Correction" at Ionia, and to make an appropriation therefor,
 Was made a special order for next Wednesday,
 Which motion prevailed.

The question being on the motion to make the further consideration of the bill the special order for next Wednesday,

On motion of Mr. Andrus,

The bill was recommitted to the committees on appropriation and finance and State House of Correction.

Mr. Andrus moved to take from the table the following:

Senate joint resolution No. 12, entitled

Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employes of the Michigan State Centennial Board of Managers,

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

The following was the vote thereon:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Nelson,	Mr. Read,	
Andrus,	Edsell,	Osborn,	Taylor,	
Breitung,	Foote,	Packard,	Waterbury,	
Burleigh,	Jenney,	Perriu,	Wilcox,	
Chamberlain,	Morse,	Rankin,	Williams,	20

NAYS.

Mr. Baxter,	Mr. Hinchman,	Mr. Morgan,	Mr. Redfield,	
Burch,	Markey,	Newcomb,	Shoemaker,	
Freeman,	McElroy,			10

Pending the announcement of the vote,

Mr. Freeman moved that Mr. Baxter be excused from voting;

Which motion did not prevail.

Mr. Baxter then voted as recorded above.

Pending the announcement of the vote,

Mr. Osborn moved that Mr. Newcomb be excused from voting;

Which motion did not prevail.

Mr. Newcomb then voted as recorded above.

The President declared that two-thirds of all the Senators elect not having voted in favor of the passage of the joint resolution, it was not passed.

Mr. Andrus appealed from the decision of the chair, on the ground that the joint resolution only required a majority of all the Senators elect to pass it.

The question being, "shall the judgment of the chair stand as the judgment of the Senate?"

Mr. Osborn called for the yeas and nays.

The demand was seconded, and the decision of the chair was sustained, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Shoemaker,
Baxter,	Hinchman,	Osborn,	Taylor,

Mr. Burleigh, Chamberlain, Wm. Cook, Edsell, Foote,	Mr. Jenney, Markey, Morgau, Morse,	Mr. Packard, Perrin, Rankin, Redfield,	Mr. Tyler, Waterbury, Wilcox, Williams,	25
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NAYS.

Mr. Andrus,	Mr. Burch,	Mr. Read,	3
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Mr. Edsell asked and obtained leave of absence for himself for to-day and to-morrow.

On motion of Mr. Nelson,

The Senate took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

The Senate resumed business under the order of

MOTIONS AND RESOLUTIONS.

Mr. Burch moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate refused to pass

Senate joint resolution No. 12, entitled

Joint resolution authorizing the appropriation of money to liquidate the indebtedness, and pay the salaries of the employes of the Michigan State Centennial Board of Managers,

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Baxter,

The joint resolution was recommitted to the committee on appropriations and finance.

Mr. Adair moved that the rules be suspended, and the committee of the whole be discharge from the further consideration of

House bill No. 12 (printed No. 31), entitled

A bill to authorize the township of Carrollton to aid in the purchase or building of a bridge across the Saginaw river, to be thereafter maintained as a free bridge.

Mr. Morse called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair, Baxter, Wm. Cook, Freeman,	Mr. Hinchman, Markey, McElroy, Nelson,	Mr. Packard, Rankin, Read, Redfield,	Mr. Shoemaker, Waterbury, Wilcox,	15
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NAYS.

Mr. Andrus, Burleigh, Burch, Chamberlain,	Mr. Foote, Jenney, Morgan, Morse,	Mr. Newcomb, Osborn, Perrin,	Mr. Taylor, Tyler, Williams,	14
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Mr. Andrus moved to lay the bill on the table.

Mr. Andrus called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Andrus, Breitung, Chamberlain,	Mr. Jenney, Morgan,	Mr. Morse, Osborn,	Mr. Taylor, Williams,	9
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NAYS.

Mr. Adair, Baxter, Burleigh, Burch, Wm. Cook,	Mr. Foote, Freeman, Hinchman, Markey, McElroy,	Mr. Nelson, Newcomb, Packard, Perrin, Rankin,	Mr. Read, Redfield, Shoemaker, Waterbury, Wilcox,	20
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Mr. Morse moved that the further consideration of the bill be made a special order for Friday, April 6th.

Mr. Morse called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Andrus, Breitung, Burch, Chamberlain,	Mr. Foote, Jenney, Morgan, Morse,	Mr. Osborn, Packard, Redfield,	Mr. Taylor, Tyler, Williams,	14
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NAYS.

Mr. Adair, Baxter, Burleigh, Wm. Cook,	Mr. Freeman, Hinchman, Markey, McElroy,	Mr. Nelson, Newcomb, Perrin, Rankin,	Mr. Reed, Shoemaker, Waterbury, Wilcox,	16
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Pending the announcement of the vote,

Mr. Taylor moved that Mr. Burleigh be excused from voting ;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

Mr. Morse moved that the bill be recommitted to the committee of the whole.

Mr. Baxter moved that the further consideration of the bill be indefinitely postponed.

Mr. Morse called for the yeas and nays.

The motion to indefinitely postpone prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair, Baxter, Burch, Wm. Cook, Freeman,	Mr. Hinchman, Markey, McElroy, Nelson,	Mr. Newcomb, Perrin, Rankin, Read,	Mr. Redfield, Shoemaker, Waterbury, Wilcox,	17
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NAYS.

Mr. Andrus, Breitung, Chamberlain,	Mr. Foote, Jenney, Morgan,	Mr. Morse, Osborn, Packard,	Mr. Taylor, Williams,	11
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THIRD READING OF BILLS.

Senate bill No. 156, entitled

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873,

Was read a third time, and pending the taking of the vote thereon

Mr. Shoemaker, a majority of the Senators consenting thereto, moved to amend the bill by striking out all after the enacting clause of the bill, and inserting in lieu thereof the following:

"Sec. 1. Act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers and duties and fix his compensation, approved April 10, 1873," is hereby repealed."

Mr. Taylor called for the yeas and nays.

The amendment was not agreed to by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Burleigh,	Mr. Chamberlain, Freeman, Hinchman,	Mr. Markey, Redfield, Shoemaker,	Mr. Taylor, Wilcox,	11
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NAYS.

Mr. Baxter, Breitung, Burch, Wm. Cook, Jenney,	Mr. McElroy, Morgan, Morse, Nelson, Newcomb,	Mr. Osborn, Packard, Perrin, Rankin,	Mr. Read, Tyler, Waterbury, Williams,	18
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The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Burch, Chamberlain,	Mr. Wm. Cook, Freeman, Hinchman, Jenney, Markey, McElroy, Morgan,	Mr. Morse, Nelson, Newcomb, Osborn, Packard, Perrin, Rankin,	Mr. Read, Redfield, Taylor, Tyler, Waterbury, Wilcox, Williams,	28
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NAYS.

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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 201, entitled

A bill to provide for the distribution of the Legislative Manual of 1877,

Was read a third time, and pending the taking of the vote thereon,

Mr. Redfield, a majority of all the Senators consenting thereto, moved to amend the bill by inserting the word "elected" after "and," where it first occurs in line 3, and also by inserting the words "appointed officers and" after the word "each," in the same line;

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Shoemaker,	
Breitung,	Jenney,	Osborn,	Taylor,	
Burleigh	Markey,	Packard,	Tyler,	
Burch,	McElroy,	Rankin,	Waterbury,	
Chamberlain,	Morgan,	Read,	Wilcox,	
Wm. Cook,	Morse,	Redfield,	Williams,	
Freeman,	Nelson,			26

NAYS.

Mr. Andrus,		1
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Title agreed to.

On motion of Mr. Redfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

UNFINISHED BUSINESS.

Being the consideration of
Senate joint resolution No. 7, entitled

Joint resolution providing for the payment of the balance due on certain adjudicated claims.

The question recurring on the motion pending at the time the Senate adjourned yesterday, that the joint resolution be placed on its immediate passage; The motion prevailed.

The joint resolution was then read a third time, and the question being on its passage, pending the taking of the vote thereon,

Mr. Burch, a majority of the Senators consenting thereto, moved to amend the joint resolution by striking out in lines 13, 14, 15 and 16 of the resolution the following proviso: "*Provided*, That the aggregate of all sums heretofore paid and hereafter to be paid shall not exceed fifty thousand dollars and seven per cent interest on that sum, from the date of the acceptance of said work by the State to the time of paying the same, interest on all payments being computed at the same rate; "

Which was agreed to.

The joint resolution was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Burch,	Mr. Nelson,	Mr. Shoemaker,	
Andrus,	McElroy,	Rankin,	Wilcox,	
Breitung,	Morse,	Read,	Williams,	
Burleigh,				13

NAYS.

Mr. Baxter,	Mr. Hinchman,	Mr. Newcomb,	Mr. Redfield,
Chamberlain,	Jenney,	Osborn,	Taylor,
Wm. Cook,	Markey,	Packard,	Tyler,
Foote,	Morgan,	Perrin,	Waterbury,
Freeman,			

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SPECIAL ORDER,

Being the consideration of
Senate bill No. 184, entitled

A bill making appropriations for the Institution for educating the Deaf and Dumb, and the Blind, for the years 1877 and 1878.

On motion of Mr. Read,

The Senate went into committee of the whole on the special order, for the consideration of the above named bill,

Mr. Breitung in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

Senate bill No. 184, entitled

A bill making appropriations for the Institution for educating the Deaf and Dumb, and the Blind, for the years 1877 and 1878,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

E. BREITUNG, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

Leave was granted the committee to sit again for the consideration of the above named bill.

On motion of Mr. Chamberlain,

The Senate took a recess until 4:35 o'clock, P. M.

4:35 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the

SPECIAL ORDER,

Being the consideration of
Senate bill No. 184, entitled

A bill making appropriations for the Institution for educating the Deaf and Dumb, and the Blind, for the years 1877 and 1878;

On motion of Mr. Baxter,

The Senate went into committee of the whole on the special order,

Mr. Breitung in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:
Senate bill No. 184, entitled

A bill making appropriation for the Institution for educating the Deaf and Dumb, and the Blind, for the years 1877 and 1878;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

E. BREITUNG, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The Senate concurred in the amendments made to the bills by the committee, and the same was placed on the order of third reading.

By unanimous consent, the President announced the following:

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, March 29, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved (the House concurring), That when the Legislature adjourns on Friday, March 30, it be until Tuesday evening, April 3, at 8½ o'clock,

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 29, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 522 (printed No. 161), entitled

A bill relative to the acknowledgment of deeds and other instruments affecting real property by married women;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 29, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 484 (printed No. 215), entitled

A bill to restrict the payment of contracts payable in swamp lands of the Up-

per Peninsula to the lands in the county in which the work done under the contract is performed ;

2. House bill No. 527 (printed No. 166), entitled

A bill relative to the proof of copartnership in certain cases;

3. House bill No. 584 (printed No. 163), entitled

A bill to provide for replacing conveyances made on judicial sales, and which have been lost or destroyed ;

4. House bill No. 179 (printed No. 102); entitled

A bill to amend section 16 of chapter 9 of the compiled laws of 1871, being compiler's number 446, relating to county buildings, and furnishing same ;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on public lands.

The second and third named bills were read a first and second time by their titles, and referred to the committee on the judiciary.

The fourth named bill was read a first and second time by its title, and referred to the committee on State affairs.

By unanimous consent the committee on State affairs submitted the following report :

By the committee on State affairs :

The committee on State affairs, to whom was recommitted

Senate bill No. 152, entitled

A bill to make it optional with townships to alter their system of repairing highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By unanimous consent Mr. Chamberlain moved that the consideration of Senate bill No. 173, entitled

A bill making an appropriation for the support of the State Public School, and providing for the construction of buildings, and making other improvements to that institution,

Be made a special order for Thursday forenoon, April 6th.

Which motion prevailed.

On motion of Mr. Tyler,

The Senate adjourned.

Lansing, Friday, March 30, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called: a quorum present.

Absent without leave, Senators Burch, Chamberlain, Morgan, Waterbury, and Wilcox.

Mr. Nelson asked and obtained leave of absence for Mr. Waterbury for the day.

Mr. Redfield asked and obtained leave of absence for Mr. Wilcox for the day.

Mr. Tyler asked and obtained leave of absence for Messrs. Burch, Chamberlain and Morgan for the day.

Mr. Wm. Cook asked and obtained leave of absence for himself for the day.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor, under the rules:

A bill to amend section 1 of act No. 336 of the session laws of 1869, entitled "An act to revise the charter of the village of Wayland," approved March 30, A. D. 1869;

Also,

A bill to provide for or facilitate the incorporation of military or light guard companies for certain purposes;

Also,

A bill to amend sections 2, 4, and 34 of act No. 372 of the session laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20th, 1867, and to add a new section thereto;

Also,

A bill to amend act No. 368, of the session laws of 1875, entitled "An act to incorporate the village of Michigamme," approved March 27, 1875;

Also,

A bill to amend section 18 of act No. 517 of session laws of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867;

Also,

A bill to change the name of the township of Deerfield, in Van Buren county, from Deerfield to Covert;

Also,

A bill to amend sections 2 and 5, of article 14, and sections 1, 2 and 3 of article 15, and section 1 of article 16, of act No. 290 of the session laws of 1867, being an act to incorporate the village of St. Johns;

Also,

A bill making an appropriation for completing the new State capitol, and for the electrician work for said building;

Also,

A bill to provide for the incorporation of St. Andrew's societies;

Also,

A bill to detach certain territory from the township of Alabaster, in Iosco

county, and organize the same into a separate township, to be known as the township of Burleigh.

PRESENTATION OF PETITIONS.

By Mr. Rankin: Petition of John C. Dayton, H. C. Spencer, Henry Schram, J. H. Gotshall, H. W. Wood, C. H. Rockwood, Chas. C. Beahn, and 97 other citizens of Genesee county, asking for the passage of a law to secure to the owners of stallions a lien upon their colts;

Referred to the committee on State affairs.

By Mr. Foote: Petition of E. C. Walker, John F. Button, A. C. Fisk, and 8 others, citizens of Coldwater and Union City, for the passage of a law to secure to the owners of stallions a lien upon their colts;

Referred to the committee on State affairs.

By Mr. Baxter: Petition of Phelps & Brace, and 40 other firms and wholesale dealers of Detroit, asking for the passage of Senate bill No. 88, entitled "A bill in relation to voluntary assignments, and to compel assignees to give security.

Mr. Baxter moved that the petition be printed in the journal.

Which motion prevailed.

The following is the petition

To the Honorable, the Senate and House of Representatives of the State of Michigan:

Your petitioners respectfully represent that they have long felt the necessity of improvement in our laws in reference to assignments, and therefore ask of your honorable bodies, the passage of Senate bill No. 88, in relation to voluntary assignments, and to compel assignees to give security, introduced by Senator Baxter, February 13th, 1877, and as in duty bound will ever pray.

Detroit, March 24, 1877.

PHELPS & BRACE,	JOHNSON & WHEELER,
ROTHSCHILD & BRO.,	D. R. SHAW,
FARRINGTON, CAMPBELL & Co.,	H. P. BALDWIN & Co.,
ROEHM & DAVISON,	ALLEN, SHELDON & Co.,
JEWETT & ROOT,	PRENTISS & WILEY,
K. O. BARKER & Co.,	McKENNA & RADCLIFF,
D. D. MALLORY & Co.,	L. S. BUTTERFIELD & Co.,
MILTON FROST,	OLIVER GOLDSMITH,
JNO. L. DOUGLASS,	W. H. TEFFT,
HERMAN FREEDMEN,	JOHN J. BAGLEY & Co.,
EDSON, MOORE & Co.,	HENRY DOTY,
J. K. BURNHAM & Co.,	A. H. DOTY,
JOHN HEFFRON,	PINGREE & SMITH,
A. C. & E. H. BACON,	HEINEMAN, BRETZEL & Co.,
NEVIN & MILLS,	CHAS. ROOT & Co.,
BEATTY, FITZ SIMONS & Co.	A. PARKER & Co.,
GEO. C. KIRBY,	HEAVENRICH BROS.,
KELLEY, FOOTE & Co.,	J. W. STRONG,
DWYER & VHAY,	A. C. MCGRAW & Co.,
T. H. HINCHMAN & SONS,	W. T. GOULD,

The petition was referred to the committee on the judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on insurance :

The committee on insurance, to whom was referred

House bill No. 172 (printed No. 133), entitled

A bill to amend sections 3 and 14, of act No. 82 of the session laws of 1873, approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871 ;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on mines, minerals, and mining interests :

The committee on mines, minerals, and mining interests, to whom was referred

Senate bill No. 2, entitled

A bill to revise the laws providing for the incorporation of companies for mining, smelting, or manufacturing iron, copper, silver, mineral coal, and other ores, or minerals, and to fix the duties and liabilities of such corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWARD BREITUNG, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Osborn,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill 413 (printed No. 190), entitled

A bill to amend section 93 of chapter 10, of the compiled laws of 1871, being compiler's section 583, relative to vacancies in the office of register of deeds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 194 (printed No. 135), entitled

A bill to amend section 11 of chapter 159 of the compiled laws of 1871, being compiler's section 4491, relative to commissions allowed executors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was laid on the table.

By the committee on canals and river and harbor improvements:

The committee on canals and river and harbor improvements, to whom was referred

A bill to amend sections 1, 2, 3, 4, 5, 8, and 9 of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, and 4053 of the compiled laws of 1871, relative to the collection of tolls, and for the care, charge, and operating of the Saint Mary's Falls Ship Canal,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

FITCH R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Burleigh,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committees on appropriations and finance and State House of Correction, jointly:

The committees on appropriations and finance and State House of Correction, jointly, to whom was re-referred

House bill No. 149 (printed No. 70), entitled

A bill to provide for the completion and furnishing of the State House of Correction at Ionia, and to make an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed their chairmen to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. D. NELSON,

Chairman Committee on State House of Correction,

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Williams,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on appropriations and finance :

The committee on appropriations and finance, to whom was referred

A bill making appropriations for the expenses of the State officers and State government and providing a tax to defray the same for the years 1877 and 1878,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was recommitted

Senate bill No. 78, entitled

A bill to provide for the protection and preservation of game,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on supplies and miscellaneous expenses of the Senate :

The committee on supplies and miscellaneous expenses of the Senate, report the following bill :

F. C. Carr \$3 63

For labor done and material furnished under direction of the Secretary and Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend its allowance, and ask to be discharged from the further consideration of the subject.

C. McELROY, *Chairman*.

On motion of Mr. Baxter,

The recommendation of the committee was concurred in, and the Secretary directed to draw his warrant in payment of the bill.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 196 (printed No. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. McELROY, *Acting Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hinchman,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. McElroy,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Nelson,	Mr. Read,	
Andrus,	Hinchman,	Newcomb,	Redfield,	
Baxter,	Jenney,	Osborn,	Shoemaker,	
Breitung,	Markey,	Packard,	Taylor,	
Burleigh,	McElroy,	Perrin,	Tyler,	
Foote,	Morse,	Rankin,	Williams,	24

NAYS.

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Title agreed to.

On motion of Mr. McElroy,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on printing :

The committee on printing, to whom was referred the following concurrent resolution :

Resolved (the Senate concurring), That there be printed for the use of this House and the Senate, 1,000 copies of the lecture on "Heredity," delivered by Dr. Theodore A. McGraw, in this Hall, Thursday evening, March 8th,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the Senate concur therein, and ask to be discharged from the further consideration of the subject.

F. H. RANKIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Redfield,

The resolution was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 30, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following joint resolutions :

1. House joint resolution No. 42 (printed No. 22), entitled

Joint resolution authorizing the Board of State Auditors to make an equitable settlement with Thomas Robinson ;

2. House joint resolution No. 31 (printed No. 18), entitled

Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to Henry Moses ;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named joint resolutions were read a first and second time by their titles, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 30, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 505 (printed No. 205), entitled

A bill to change the name of John Gutekunst to John Gute,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and

On motion of Mr. Williams,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Osborn,	Mr. Redfield,	
Andrus,	Jenney,	Packard,	Shoemaker,	
Baxter,	Morse,	Perrin,	Taylor,	
Breitung,	Nelson,	Rankin,	Tyler,	
Foote,	Newcomb,	Read,	Williams,	
Freeman,				21

NAYS.

Mr. Burleigh,	Mr. McElroy,	2
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Pending the announcement of the vote,

Mr. Morse moved that Mr. Baxter be excused from voting ;

Which motion did not prevail.

Mr. Baxter then voted as recorded above.

Title agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 29, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 132, entitled

A bill to provide for the division of the township of Hamtramck, Wayne county, into two districts for general election purposes ;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 30, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution :

House joint resolution No. 41 (printed No. 17), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue certificate of purchase of certain State swamp lands to John Heaphey, of Cheboygan county, upon the payment of one dollar and twenty-five cents per acre,

Which has passed the House by a two-thirds vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, March 30, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill :
Senate bill No. 201, entitled

A bill to provide for the distribution of the Legislative Manual for 1877,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Williams moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

Senate bill No. 192, entitled

A bill to legalize the action of the board of supervisors of Kalkaska county in erecting the township of Grayling ;

Which motion prevailed.

On motion of Mr. Williams,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,
Andrus,
Baxter,

Mr. Freeman,
Hinchman,
Jenney,

Mr. Osborn,
Packard,
Perrin,

Mr. Redfield,
Shoemaker,
Taylor,

Mr. Breitung, Burleigh, Foote,	Mr. McElroy, Morse, Nelson,	Mr. Rankin, Read,	Mr. Tyler, Williams,	22
NAYS.				0

Title agreed to.

On motion of Mr. Williams,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Adair moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

House bill No. 21 (printed No. 224) entitled

A bill to further amend section 1 of chapter 64 of the compiled laws of 1871, being compiler's section 2093,

Which motion prevailed.

On motion of Mr. Adair,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh,	Mr. Freeman, Hinchman, Jenney, McElroy, Morse,	Mr. Nelson, Osborn, Packard, Rankin, Read,	Mr. Redfield, Shoemaker, Taylor, Tyler, Williams,	20
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NAYS.

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Title agreed to.

Mr. Read moved that the bill be ordered to take immediate effect,

Which motion did not prevail, two-thirds of the Senators elect not voting therefor.

Mr. Perrin moved to reconsider the vote by which the Senate passed the bill; Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Foote,

The bill was recommitted to the committee on State affairs.

Mr. Burleigh moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

Senate bill No. 78, entitled

A bill for the protection and preservation of game;

Which motion prevailed.

On motion of Mr. Burleigh,

The further consideration of the bill was made the special order for next Wednesday.

THIRD READING OF BILLS.

Senate bill No. 184, entitled

A bill making appropriations for the Institution for educating the Deaf and Dumb, and the Blind, for the years 1877 and 1878,

Was read a third time, and pending the taking of the vote thereon,

Mr. Packard moved that the same be laid on the table;

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order,
Mr. Burleigh in the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 172, entitled

A bill authorizing the giving of premiums by agricultural and other societies, for the running and trotting of horses at fairs and regular meetings;

2. Senate bill No. 150, entitled

A bill to amend "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers," approved April 8, 1851,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

J. L. BURLEIGH, *Chairman*.

Report accepted and committee discharged.

Mr. Tyler moved that the further consideration of the second named bill be indefinitely postponed.

Mr. Baxter called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Jenney,	Mr. Morse,	Mr. Perrin,	Mr. Tyler,	4
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NAYS.

Mr. Adair,	Mr. Freeman,	Mr. Osborn,	Mr. Redfield,	
Andrus,	Hinchman,	Packard,	Shoemaker,	
Baxter,	McElroy,	Rankin,	Taylor,	
Breitung,	Nelson,	Read,	Williams,	
Burleigh,				17

On motion of Mr. Shoemaker,

The bill was laid on the table.

The first named bill was placed on the order of third reading.

On motion of Mr. Nelson,

The Senate returned to the order of

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, March 29, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act making an appropriation for completing the new State capitol, and for the electrician work for said building;

An act to change the name of the township of Deerfield, in Van Buren county, from Deerfield to Covert;

An act to repeal sections 4757 and 4758 of the compiled laws of 1871, relative to divorce;

An act to amend act No. 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively.

CHARLES M. CROSWELL.

The message was laid on the table.

The President announced a message from the Governor upon executive business.

On motion of Mr. Baxter,

The Senate went into executive business, the time being 11:42 o'clock A. M.

The executive session closed at 11:55 o'clock.

Mr. Burleigh moved that the Senate take a recess until two o'clock this afternoon.

Mr. Andrus moved that the Senate do now adjourn.

Which motion prevailed.

The President announced that the Senate stood adjourned until Tuesday evening, April 3, at 8:30 o'clock.

Lansing, Tuesday, April 3, 1877.

The Senate was called to order by the President at 8½ o'clock P. M.

Prayer by the Rev. Mr. Duffield.

Roll called: a quorum present.

Absent without leave: Senators Baxter, Jenney, Morse, Rankin, Taylor, and Wilcox.

Mr. Hinchman asked and obtained leave of absence for Mr. Rankin for the evening.

Mr. Burleigh asked and obtained leave of absence for Senators Baxter, Jenney, Morse, Taylor, and Wilcox for the evening.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 527 (printed No. 166), entitled

A bill relative to the proof of copartnership in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 522 (printed No. 161), entitled

A bill relative to the acknowledgment of deeds and other instruments affecting real property by married women,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the joint committees on appropriations and finance and State Normal School:

The joint committees on appropriations and finance and State Normal School, to whom was referred

House bill No. 55 (printed No. 51), entitled

A bill making appropriations for the current expenses of the State Normal School,

Have had the same under consideration, and respectfully report that the question was put upon a motion to strike out the amendment, heretofore made by the committee on appropriations and finance, to strike out the word "seventeen" in line 2 of section 1, and inserting "fourteen" in lieu thereof, and to add to section 1 the following: "*Provided*, That no part of the money so transferred shall be appropriated or used for the payment of any professor or teacher of any other than the English language," and that four members of the joint committee voted in favor of striking out such amendments, and that four members voted against the same.

The committees therefore respectfully report that they have been unable to agree, and have directed us to report the same back to the Senate, without amendment, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS,

Chairman of Committee on Appropriations and Finance,
MARSDEN C. BURCH,

Chairman of Committee on State Normal School.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed, on the general order.

MOTIONS AND RESOLUTIONS.

Mr. Redfield presented an address delivered in the House of Representatives of this State, March 4, 1865, by Hon. E. G. Morton, of Monroe, and moved that it be printed in the journal, supporting the motion by the following remarks:

MR. PRESIDENT:—The immediate needs of the educational, charitable, and penal institutions of the State now pending—in view of the present financial condition of our State and country,—involve serious and anxious consideration. After much and careful reflection and inquiry, I am fully convinced that this Legislature will be endorsed and sustained by the people just in the ratio in which they meet the wants of these various "wards of the State" justly and generously. Twelve years ago, when we had emerged from the heat, and smoke,

and cost of war,—when State and national debt seemed insurmountable,—and the Legislature of that year were *calculating* how to retrench and economize the expenses of these institutions, a member of the other house, who to that time and since has for nearly a quarter of a century represented the county of Monroe in the House and in this Senate,—a journalist of great ability for more than forty years,—an honored contemporary and successor of the Wings, the Nobles, of Felch, McClelland, Christiancy, and Grosvenor, of the old city I have the honor to call my home, in a short but impromptu appeal of great force and impassioned fervor and broad christian sympathy, arrested the parsimonious spirit of that day; and now, that eloquent effort is remembered as one of the brightest and best of the many good things that mark the public life of the late Hon. Edward G. Morton.

Believing that the sentiment of that speech has present interest, and can be read and remembered with benefit to ourselves, and profit to the schools and asylums of the State; that it teaches anew that in the sum and substance of all human endeavors “the greatest of all these is charity,” I move that the speech be printed in the Journal of the Senate;

Which motion prevailed.

The following is the address:

MR. CHAIRMAN: The Asylums of Michigan have more than ordinary claims to the favorable consideration of the Legislature. Their inmates, while living in the world, are shut out of it by calamity and misfortune. They are not noisy here in their importunities, like those who throng these halls for money, lands and public property, in their eagerness for gain. The deaf do not hear and are scarcely heard, for they live in a little world of their own. The dumb are mute. The blind do not see their way to this capitol in the wilderness. The insane, with shattered minds, are too absorbed in their wild imaginations, startling fancies and horrid delusions, to seek or care for our aid and protection. No, sir, they have no interested lobbies here to present their claims, and God knows they should never need them. And yet they speak to us in language that moves the soul in their behalf, through Him who opened the eyes of the blind, caused the dumb to speak, and cast out the evil spirits. And if the deaf, the dumb and blind challenge our sympathy and aid, and we all believe they do, the insane have even more pressing and peculiar claims upon us. If they are not deaf, the sweetest melody may be frightful discord to them, and the sound of a friendly voice may startle them with alarm. If they are not dumb, their speech is not the speech of sanity. If they are not blind, they see not with a sane vision. The glorious sunlight of Heaven is often delusion to them, and the most pleasing sights may be to them alarming spectres.

Indeed, sir, the insane are deaf, and dumb and blind, while they hear, and speak and see—for reason is dethroned. The mind, the soul, the God-like and God-given monarch to direct and govern man in this world of life, is wrecked, and like wrecks on the great deep without chart, compass or rudder, is driven, now in frantic madness, as if by a furious tornado, and now mute and calm, while wrapt in visions and fancies as unreal as the whims of delirium.

Insanity, sir, deranges the mind as volcanic forces do the geological strata of the earth, into a confused mass of ruins; and as the mind is more important than the body, so the calamity which impairs or destroys it, is greater than that which affects or destroys merely the sense of hearing and seeing, and the power of speech.

And now while war and suffering are adding fearfully to the number of the

insane, as legislators we should prepare a home for their care and protection. This is peculiarly necessary in their case, if a cure is to be effected, as it is well known that restoration to reason—to real life and happiness—seldom occurs unless immediate relief is afforded. Their case then is more pressing, and is of that peculiar nature which forbids delay, or a parsimony that can with more justice be applied in providing for many other State institutions.

And now, sir, a few words in regard to the Asylum for the Insane, its capacity, situation, and wants; and the duty of supervisors or other local authorities who have the insane at their disposal.

The Asylum at this time contains some 180 patients, which is some fifty more than its rated capacity; and about twenty applications for admission are made every month. Such facts show us, at once, the necessity of enlarging the institution by the construction of the north wing, for which the appropriation is now asked, and which is absolutely necessary. Let this be completed, and the entire building will immediately be filled to its full capacity; and even then we should be prepared to erect another addition or building for those who are hopelessly insane, as all the patients will be best cared for by so doing, while not only their interests, but the wants of the State, will demand it. With the north wing completed, the building will be some 1,000 feet long. In view of its present magnitude, many persons imagine that it should afford accommodations for a larger number of patients. They do not understand that it is necessarily divided into wards, eight for males, and eight for females, and thus classified for different degrees of insanity; and that it is impossible, when a class is filled, to successfully treat a case which belongs to that class in another class or ward. A knowledge of this fact by persons applying for the admission of patients would save the institution from much unjust and undeserved censure. The design is, in time, to make the asylum a self-sustaining institution. This might be done now, if the indigent were excluded to make room for more wealthy applicants. But this would be against the humane policy of the State, as the wealthy have the means of access to other asylums, while in our State Asylum the poor have the preference at about one-third the expense which applicants of means would cheerfully give for admission.

Again, sir, in regard to the policy of county authorities who have the care of the insane. In some counties they have retained them from the Asylum as long as possible, even when there was room for their reception, to prevent them from becoming a county charge, as they do become when placed in the Asylum. Now, what is the result? They are retained, in many cases, until they become hopelessly insane, and then, when there is little or no hope of recovery, they are sent to the asylum to become a permanent charge upon their counties, when, had they been promptly provided for in the Asylum, a cure would have been almost certain, and the tax on the counties much less. It is, therefore, a short-sighted policy, even in a pecuniary point of view, to neglect the insane a moment after insanity commences; and to take no higher view of the subject, it will be short-sighted policy for this great State to withhold the necessary appropriation for enlarging the institution and its usefulness in the future. To vote it we shall save hundreds of the unfortunate to society, and the people from permanent taxation for their support. Wayne county, it is said, formerly pursued this policy, and retained her insane from the Asylum, much to her regret and detriment, as subsequent events demonstrated.

The history of asylums for the insane in this country, including our own at Kalamazoo, shows the encouraging fact that eighty to ninety out of every one

hundred new cases, may be successfully treated and cured, if promptly attended to, while only twenty to twenty-five in a hundred are cured after unreasonable delay, and seldom, if ever cured, after the cases become chronic. These facts should be known throughout the State, that our authorities may act more intelligently and humanely in the future; and when known, the tax-payers of Michigan, instead of condemning us for making this appropriation, will condemn us if we withhold it.

There are periods in the history of our lives when we meet duties which require higher views and motives than the consideration of the mere dollars and dimes they involve. The case before us is of this character. Justice and humanity require us to meet it like men. It is our duty to sustain, liberally, all of our humane institutions, and more especially the Asylum for the Insane. It is a State institution. It belongs to the people. As legislators we should watch and guard this Asylum and its inmates, as a father cares for his home and family. To do so is to discharge a duty to our common humanity. An appropriation to sustain it is an appropriation to Almighty God. It is laying up treasures in Heaven.

Mr. Burleigh moved that the Senate go into committee of the whole upon the general order.

On motion of Mr. Waterbury,

The Senate adjourned.

Lansing, Wednesday, April 4, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Franklin.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Read: Petition of Wm. Probert and 22 others, praying that the privileges of the Agricultural College may be extended to both sexes;

Referred to the committee on Agricultural College.

By the same: Petition of Charles McDiarmid, Leonard Reed, and 16 others, for the passage of a law fixing the weight of a bushel of apples at forty-seven pounds;

Referred to the committee on State affairs.

By the same: Petition of Porter C. Freeman, John F. Emery, J. C. Russell, and 120 other citizens of Barry county, for the passage of a law restricting the rate of interest to seven per cent;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred
House bill No. 288 (printed No. 167), entitled

A bill authorizing the mortgagee or his legal representatives to purchase property on sale by foreclosure under chattel mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was recommitted

House bill No. 21 (printed No. 224), entitled

A bill to further amend section 1 of chapter 64 of the compiled laws of 1871, being compiler's section 2093,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

On motion of Mr. Waterbury,

The bill was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Burch moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

House bill No. 55 (printed No. 51), entitled

A bill making appropriations for the current expenses of the State Normal School;

Which motion prevailed.

On motion of Mr. Burch,

The further consideration of the bill was made a special order for this afternoon.

THIRD READING OF BILLS.

Senate bill No. 172, entitled

A bill authorizing the giving of premiums by agricultural and other societies, for the running and trotting of horses at fairs and regular meetings,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Nelson,	Mr. Redfield,	
Breitung,	Markey,	Osborn,	Shoemaker,	
Burleigh,	McElroy,	Packard,	Tyler,	
Burch,	Morgan,	Perrin,	Williams,	
Edsell,	Morse,	Read,		19

NAYS.

Mr. Waterbury,		1
Title agreed to.		

SPECIAL ORDER.

On motion of Mr. Nelson,
 The Senate went into committee of the whole on the special order,
 Being the consideration of
 Senate bill No. 56, entitled
 A bill to regulate and govern the State House of Correction and Reformatory
 at Ionia.

Mr. Perrin in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

Senate bill No. 56, entitled
 A bill to regulate and govern the State House of Correction and Reformatory
 at Ionia,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Waterbury,

The Senate concurred in the amendments made by the committee to the bill.

On motion of Mr. Shoemaker,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the

SPECIAL ORDER.

Being the consideration of

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory
 at Ionia.

Mr. Shoemaker moved to amend the bill by striking out in section 44, the following:

The managers may allow each convict who has in a faithful and orderly manner, performed all of his duties, and who has become entitled to a deduction from his sentence as aforesaid, from time to time, as they shall judge best, five per cent of the value of each day's labor actually performed by such person, to be computed on the average rate per day paid by contractors for labors of inmates in the institution, and the managers may cause such earnings to be paid either to the family of the inmate, or applied to his benefit in such manner, in such sums, and at such times as they may think proper.

Mr. Edsell called for the yeas and nays.

The amendment was agreed to, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Markey,	Mr. Osborn,	Mr. Tyler,	
Burleigh,	Morgan,	Perrin,	Waterbury,	
Wm. Cook,	Morse,	Shoemaker,	Williams,	
Freeman,				13

NAYS.

Mr. Adair,	Mr. Chamberlain,	Mr. McElroy,	Mr. Read,	
Breitung,	Edsell,	Newcomb,	Redfield,	
Burch,	Hinchman,	Packard,		11

Pending the announcement of the vote,

Mr. Read moved that Mr. Freeman be excused from voting;

Which did not prevail.

Mr. Freeman then voted as recorded above.

Pending the announcement of the vote,

Mr. Andrews moved that Mr. Burleigh be excused from voting;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

The bill as amended was placed on the order of third reading.

Mr. Waterbury asked and obtained leave of absence for Mr. Nelson for to-day and to-morrow.

Mr. Chamberlain asked and obtained leave of absence for Mr. Foote for the afternoon.

Mr. Morse asked and obtained leave of absence for Mr. Taylor for the day.

SPECIAL ORDER,

Being the consideration of

Senate bill No. 78, entitled

A bill for the protection and preservation of game.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the special order for the consideration of the above named bill.

Mr. Williams in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

Senate bill No. 78, entitled

A bill for the protection and preservation of game.

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

FITCH R. WILLIAMS, *Chairman*.

Report accepted and committee discharged.

Mr. Tyler moved that the Senate concur in the action of the committee in striking out all after the enacting clause in the bill.

Mr. Burleigh called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Burch,	Mr. Markey,	Mr. Morse,	Mr. Tyler,	
Wm. Cook,	McElroy,	Perrin,	Williams,	
Freeman,	Morgan,	Redfield,		11

NAYS.

Mr. Adair,	Mr. Chamberlain,	Mr. Newcomb,	Mr. Read,	
Andrus,	Edsell,	Osborn,	Shoemaker,	
Breitung,	Hinchman,	Packard,	Waterbury,	
Burleigh,				13

Mr. Freeman moved that the further consideration of the bill be indefinitely postponed.

Mr. Burleigh called for the yeas and nays.

Which motion prevailed, by yeas and nays, as follows, the President, under the rules, voting yea:

YEAS.

Mr. Andrus,	Mr. Freeman,	Mr. Morgan,	Mr. Redfield,	
Burch,	Markey,	Morse,	Tyler,	
Wm. Cook,	McElroy,	Perrin,	Williams,	12

NAYS.

Mr. Adair,	Mr. Chamberlain,	Mr. Newcomb,	Mr. Read,	
Breitung,	Edsell,	Osborn,	Shoemaker,	
Burleigh,	Hinchman,	Packard,	Waterbury,	12

By unanimous consent,

Mr. Burleigh moved to take from the table the following:

House bill No. 21 (printed No. 224), entitled

A bill to further amend section 1 of chapter 64 of the compiled laws of 1871, being compiler's section 2093;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Perrin, a majority of the Senators consenting thereto, moved to amend the bill by striking out of line 2 in recited section 1 the words "gave only;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Redfield,	
Breitung,	Hinchman,	Morse,	Shoemaker,	
Burleigh,	Markey,	Newcomb,	Tyler,	
Burch,	McElroy,	Reed,	Waterbury,	
Wm. Cook,				17

NAYS.

Mr. Andrus,
Williams,

Mr. Chamberlain, Mr. Freeman,

Mr. Osborn,

5

Mr. Williams moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate passed the bill;

Which motion prevailed, two-thirds of all the Senators voting therefor.

The question being upon the passage of the bill, pending the taking of the vote thereon.

Mr. Perrin, a majority of the Senators consenting thereto, moved to amend the bill by inserting after the word "Peninsula," in line 2, of recited section 1 the words "gave only;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Andrus,
Breitung,
Burleigh,
Burch,
Chamberlain,Mr. Wm. Cook,
Edsell,
Freeman,
Hinchman,
Markey,
McElroy,Mr. Morgan,
Morse,
Osborn,
Packard,
Perrin,
Read,Mr. Redfield,
Shoemaker,
Tyler,
Waterbury,
Williams,

23

NAYS.

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The question being on agreeing to the title,

Mr. Read moved to amend the title so as to read as follows:

A bill to amend section 1 of chapter 64, compiled laws of 1871, as amended by act No. 46 of the session laws of 1873, as amended by act No. 201 of the session laws of 1875, approved May 3, 1875, relative to the preservation and protection of game;

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Andrus moved to that the rules be suspended, and the committee of the whole be discharged from the further consideration of

House bill No. 149 (printed No. 70), entitled

A bill to provide for the completion and furnishing of the State House of Correction at Ionia, and to make an appropriation therefor;

Which motion prevailed, two-thirds of all the members present voting therefor.

On motion of Mr. Andrus,

The further consideration of the bill was made a special order for to-morrow forenoon.

On motion of Mr. Waterbury,

The Senate adjourned.

Lansing, Thursday, April 5, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Potter.

Roll called : a quorum present.

Absent without leave : Senator Jenney.

Mr. McElroy asked and obtained leave of absence for Mr. Jenney for the day.

PRESENTATION OF PETITIONS.

By Mr. Read : Petition of T. C. Taylor, and 57 others, of Oceana county, asking for the passage of a law establishing uniform rates of freight according to distance of transportation :

Referred to the committee on railroads.

By the same : Petition of Chas. Miller, John Corgill, and 45 others, for the passage of a law fixing the weight of a bushel of apples at 47 pounds ;

Referred to the committee on State affairs.

By the same : Petition of Peter Wilson, W. P. Faulkner, and 50 others, for the passage of a law restricting the rate of interest to seven per cent. ;

Also,

Petition of Stephen Shores, C. W. Cunningham, and 60 others, for the same object ;

The petitions were referred to the committee on State affairs.

By the same : Remonstrance of H. L. Dewey, J. M. Peters, and 47 others, against the re-establishment of the county school superintendency system ;

Referred to the committee on education and public schools.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 424 (printed No. 259), entitled

A bill to incorporate the village of Tekonsha ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wm. Cook,

The rules were suspended, and the bill placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,
Andrus,
Baxter,
Breitung,
Burleigh,

Mr. Edsell,
Foote,
Freeman,
Hinchman,
Markey,

Mr. Morse,
Newcomb,
Osborn,
Packard,
Perrin,

Mr. Redfield,
Shoemaker,
Taylor,
Tyler,
Waterbury,

Mr. Burch, Chamberlain, Wm. Cook,	Mr. McElroy, Morgan,	Mr. Rankin, Read,	Mr. Wilcox, Williams,	29
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NAYS.

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Title agreed to.

On motion of Mr. Wm. Cook.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

The accompanying petitions and remonstrances upon the subject of the game law, to wit:

Petition of

Chas. Swarthout and 75 other citizens of Ionia county,

And of C. A. Hough and 56 other citizens of Barry county,

For the passage of a law prohibiting the hunting of deer with dogs;

Also remonstrance of

J. C. Decker and 57 other citizens of Genesee county;

William B. Shaffer and 100 other citizens of Bay city;

Thomas Johnson and 19 other citizens of Bay city;

A. J. Ashley and 37 other citizens of Bay city;

S. C. Wilson and 26 other citizens of Bay city;

Wm. Keith and 18 other citizens of Bay city;

Wm. Fox and 37 other citizens of Bay city,

And of S. V. Irwin and 38 other citizens of Albion, Calhoun county,

Against the passage of a law preventing hunting of deer with dogs;

Also petitions of

David Hollister and 93 other citizens of Maple Rapids;

John Boyne and 42 other citizens of Owosso;

And B. Osborn and 46 other citizens of St. Johns,

Recommending an amendment to the game law so that the hunting season shall commence on the 15th of October;

Also petition of

H. G. Wells and 220 other citizens of Kalamazoo, against the trapping and netting of pigeons;

Also remonstrances of

J. J. Hubble and 82 other citizens of Monroe county;

E. C. Lee and 50 other citizens of Monroe county;

Against the passage of Senate bill No. 78, entitled "A bill for the protection and preservation of game,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The petitions and remonstrances were laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 484 (printed No. 215), entitled

A bill to restrict the payment of contracts payable in swamp lands of the

Upper Peninsula to the lands in the counties in which the work done under the contract is performed,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Osborn,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House joint resolution No. 41 (printed No. 17), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue certificate of purchase of certain State swamp lands to John Heaphy, of Cheboygan county, upon the payment of one dollar and twenty-five cents per acre.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Williams,

The bill was placed on the order of third reading.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 263 (printed No. 160), entitled

A bill to secure the payment of persons who perform labor for public works,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Waterbury,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, March 30, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to provide for or facilitate the incorporation of military or light guard companies for certain purposes;

An act to provide for the incorporation of St. Andrew's societies ;

An act to amend section 1 of act No. 366 of the session laws of 1869, entitled "An act to revise the charter of the village of Wayland," approved March 30, A. D. 1869 ;

An act to amend act No. 368 of the session laws of 1875, entitled "An act to incorporate the village of Michigamme," approved March 27, 1875 ;

An act to amend sections 2 and 5, of article 14, and sections 1, 2 and 3 of article 15, and section 1 of article 16, of act No. 290 of the session laws of 1867, being an act to incorporate the village of St. Johns ;

An act to amend section 18 of act No. 517 of the session laws of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867 ;

Joint resolution to provide for a revision of the system of keeping State accounts.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, {
Lansing, April 4, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 485 (printed No. 300), entitled

A bill to amend the charter of the village of Spring Lake,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following :

HOUSE OF REPRESENTATIVES, {
Lansing, April 4, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 322 (printed No. 266), entitled

A bill to amend section 23 of chapter 170, compiler's section 4755, of the compiled laws of 1871, relative to divorces ;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

MOTIONS AND RESOLUTIONS.

Mr. Read offered the following resolution :

Resolved, That hereafter, unless otherwise specially ordered, the regular daily sessions of the Senate commence at 9 o'clock in the forenoon.

Mr. Burleigh moved to amend by striking out "9" and inserting "8½" in lieu thereof;

Which motion did not prevail.

The resolution was then not adopted.

Mr. Shoemaker moved to take from the table the following:

Senate bill No. 150, entitled

A bill to amend "An act to define the powers and duties of the boards of supervisors of the several counties and to confer upon them certain local administrative and legislative powers," approved April 8, 1851;

Which motion prevailed.

Mr. Shoemaker moved to amend the bill by adding to the end of the 17th sub-division of recited section 11, the following:

"*And provided further*, That at the October session the board may, by a vote of two-thirds of all the members elected, receive and allow accounts which have wholly accrued during the session;"

Which was agreed to.

The bill was then placed on the order of third reading.

Mr. Foote asked and obtained leave of absence for himself, for the day, on account of sickness.

Mr. Baxter moved to take from the table the following:

Senate bill No. 88, entitled

A bill in relation to voluntary assignments, and to compel assignees to give security;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the bill as follows:

1. By inserting after the word "attachment" in line 8 of section 5, the word "garzishment;"

2. By inserting after the word "execution," in line 9 of same section, the words "or garnishee proceedings;"

3. By inserting after the word "any" in line 11 of same section the word "lien;"

4. By striking out the word "probate" in line 7, section 7, and inserting the word "probable" in lieu thereof;

5. By inserting at the end of line 2 in section 9, the word "the;"

6. By inserting after the word "manner" in line 3, section 10, the words "and within the same time;"

7. By inserting after the word "bond" in line 2 of section 13, the words "at the suit of any creditor or creditors under the provisions of section 7 of this act;"

8. By inserting after the word "may" in same line, the word "also;"

9. By inserting after the word "thereon" in same line, the words "at any time upon ten days' notice to the assignee:"

10. By inserting after the word "any" in same line, the word "other;"

11. By inserting after the word "assessment" in line 3 of same section, the words "the report of allowance by the commissioners on?"

Which amendments were agreed to *en gros*.

Mr. Perrin, a majority of the Senators consenting thereto, moved to further amend the bill by striking out in line 4, of section 8, the words "subsequent to

his last report under such assignment," and inserting in lieu thereof the words "not previously accounted for;"

Which was agreed to.

Mr. Perrin, a majority of the Senators consenting thereto, moved to further amend the bill by inserting after the 18th line of section 9 the words, "but in no case exceeding five dollars in any claim;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Perrin,
Andrus,	Wm. Cook,	McElroy,	Rankin,
Baxter,	Edsell,	Newcomb,	Read,
Breitung,	Freeman,	Osborn,	Wilcox,
Burleigh,	Hinchman,	Packard,	Williams, 20

NAYS.

Mr. Burch,	Mr. Morgan,	Mr. Morse,	Mr. Taylor, 4
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Title agreed to.

Mr. Burch moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

House bill No. 234 (printed No. 245), entitled

A bill for the relief of William Fohey of the city of Ann Arbor, and for the discharge of a mortgage held by the State upon his property,

Which motion prevailed.

On motion of Mr. Burch, the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the bill by striking out the word "shall" in line 2, section 1, and inserting the word "may" in lieu thereof,

Which was agreed to.

The bill was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Breitung,	Mr. Markey,	Mr. Packard,	Mr. Shoemaker,
Burleigh,	McElroy,	Perrin,	Taylor,
Mr. Burch,	Morgan,	Rankin,	Waterbury,
Chamberlain,	Morse,	Read,	Wilcox,
Wm. Cook,	Newcomb,	Redfield,	Williams, 22
Freeman,	Osborn,		

NAYS.

Mr. Adair,	Mr. Andrus,	Mr. Edsell,	Mr. Hinchman, 4
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Pending the announcement of the vote,

Mr. McElroy moved that Mr. Baxter be excused from voting;

Which motion prevailed.

Title agreed to.

On motion of Mr. Burch,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Redfield offered the following preamble and resolution.

Whereas, The Attorney General of the State by direction of the Auditor General in the year 1876, commenced a suit against the county of Monroe, by mandamus, for the repayment by said county to the State of more than thirty thousand dollars, claimed to be due from said county as a deficiency under the five year law, so called, which order for a mandamus has been denied by the Supreme Court of the State;

And whereas, Many other counties are claimed to be indebted to the State in the same manner; therefore,

Resolved, That the Auditor General be requested to inform the Senate of the amount claimed to be due or deficient from each of the several counties of the State and involved in or affected by said decision.

Which was adopted.

Mr. Shoemaker moved that

Senate bill No. 172, entitled

A bill authorizing the giving of premiums by agricultural and other societies for the running and trotting of horses at fairs and regular meetings,

Which passed the Senate yesterday, be ordered to take immediate effect.

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Packard moved to take from the table the following:

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf, dumb, and the blind, for the years 1877 and 1878.

Which motion prevailed.

The bill having been read a third time, and the question being on its passage, pending the taking of the vote thereon,

Mr. Packard, a majority of the Senators consenting thereto, moved to amend the bill by adding to section 4 the following:

Section 12 of "An act to establish an asylum for the deaf, dumb, and the blind, and also an asylum for the insane of the State of Michigan," approved April 3, 1848, being section 1895 of the compiled laws of 1871, and section 3, of act No. 102 of the session laws of 1857, approved February 12th, 1857, be and the same are hereby repealed.

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Redfield,
Andrus,	Edsell,	Newcomb,	Shoemaker,
Baxter,	Freeman,	Osborn,	Taylor,
Breitung,	Hinchman,	Packard,	Tyler,
Burleigh,	Markey,	Perrin,	Waterbury,
Burch,	McElroy,	Rankin,	Wilcox,
Chamcerlain,	Morgan,	Read,	Williams,

28

NAYS.

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The question being on agreeing to the title,

Mr. Baxter moved to amend the title by adding thereto the following:

"And to repeal section 1895 of the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Packard,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Redfield,
Andrus,	Edsell,	Newcomb,	Shoemaker,
Baxter,	Freeman,	Osborn,	Taylor,
Breitung,	Hinchman,	Packard,	Tyler,
Burleigh,	Markey,	Perrin,	Waterbury,
Burch,	McElroy,	Rankin,	Wilcox,
Chamberlain,	Morgan,	Read,	Williams,

28

NAYS.

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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House joint resolution No. 41 (printed No. 17), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue certificate of purchase of certain State swamp lands to John Heaphy, of Cheboygan county, upon the payment of one dollar and twenty-five cents per acre;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Osborn,	Mr. Shoemaker,
Baxter,	Freeman,	Packard,	Taylor,
Breitung,	Markey,	Perrin,	Tyler,
Burleigh,	McElroy,	Rankin,	Waterbury,
Burch,	Morgan,	Read,	Wilcox,
Chamberlain,	Morse,	Redfield,	Williams,
Wm. Cook,	Newcomb,		

26

NAYS.

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The question being on agreeing to the title and preamble,

Mr. Baxter moved to amend the title and preamble as follows:

By striking out the words "and directing;"

Which motion did not prevail.

The title and preamble were then agreed to.

On motion of Mr. Williams,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

Senate bill No. 150, entitled

A bill to amend "An act to define the powers and duties of the boards of su-

pervisors of the several counties and to confer upon them certain local administrative and legislative powers," approved April 8, 1851,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb.	Mr. Redfield,	
Baxter,	Freeman,	Osborn,	Shoemaker,	
Breitung,	Hinchman,	Packard,	Taylor,	
Burleigh,	Markey,	Perrin,	Tyler,	
Burch,	McElroy,	Rankin,	Wilcox,	
Chamberlain,	Morgan,	Read,	Williams,	
Wm. Cook,				25

NAYS.

Mr. Waterbury,		1
Title agreed to.		
On motion of Mr. Waterbury,		
The Senate took a recess until two o'clock this afternoon.		

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the

SPECIAL ORDER,

Being the consideration of

Senate bill No. 173, entitled

A bill making an appropriation for the support of the State Public School, and providing for the construction of buildings, and making other improvements to that institution.

On motion of Mr. Chamberlain,

The Senate went into committee of the whole on the special order, for the consideration of the above named bill,

Mr. Newcomb in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

Senate bill No. 173, entitled

A bill making an appropriation for the support of the State Public School, and providing for the construction of buildings, and making other improvements to that institution,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Packard,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Redfield,
Andrus,	Edsell,	Newcomb,	Shoemaker,
Baxter,	Freenian,	Osborn,	Taylor,
Breitung,	Hinchman,	Packard,	Waterbury,
Burleigh	Markey,	Perrin,	Wilcox,
Burch,	McElroy,	Rankin,	Williams,
Chamberlain,	Morgan,	Read,	27
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NAYS.

Title agreed to.

On motion of Mr. Chamberlain,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Burch moved that the Senate go into committee of the whole for the consideration of

House bill No. 55 (printed No. 51), entitled

A bill making appropriations for the current expenses of the State Normal School;

Which motion did not prevail.

On motion of Mr. Baxter,

The further consideration of the bill was made a special order for to-morrow forenoon.

On motion of Mr. Burleigh,

The Senate adjourned.

Lansing, Friday, April 6, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Potter,

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 485 (printed No. 300), entitled

A bill to amend the charter of the village of Spring Lake,

Respectfully report that they have had the same under consideration, and have

directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Adair,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Perrin,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Nelson,	Redfield,
Baxter,	Hinchman,	Newcomb,	Taylor,
Burleigh,	Jenney,	Osborn,	Tyler,
Burch,	Markey,	Packard,	Waterbury,
Chamberlain,	McElroy,	Perrin,	Wilcox,
Wm. Cook,	Morgan,	Rankin,	Williams,
Edsell,			

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NAYS.

Title agreed to.

On motion of Mr. Perrin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House joint resolution No. 33 (printed No. 13), entitled

Joint resolution for the dating of pensions by the United States Government;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House joint resolution No. 56 (printed No. 14), entitled

Joint resolution for extension of time for applications for pensions, and for dating of pensions from muster-out or discharge,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend an act entitled "An act to incorporate the village of Rochester," being act No. 345 of the session laws of 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 8 of act No. 345 of the session laws of 1869, approved March 24, 1869, entitled "An act to incorporate the village of Rochester,"

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Tyler,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

1. House joint resolution No. 42 (printed No. 22), entitled

Joint resolution authorizing the Board of State Auditors to make an equitable settlement with Thomas Robinson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, April 6, 1877. }

To the Senate:

A bill has been presented to me which originated in your house, and passed both houses of the Legislature, entitled "An act to reorganize the Eighteenth judicial circuit and create the Twenty-third judicial circuit," which I have not returned, but in accordance with a provision of the constitution, have suffered to become a law without my approval.

For some reason, of which I am not apprised, the proposed new circuit is designated as the Twenty-third, when in fact it should be the Twenty-second, there being at this time twenty-one circuits in the State exclusive of three special judges in cities whose courts are vested with powers similar to those of the circuit courts.

In adopting the course I have, I deem it fitting and proper that I should make known to the Legislature the special reasons for my proceeding in this regard,

so that my action may not be misconstrued or taken to be in any wise the sanction of a policy which I do not approve.

In my communication made to you at the opening of the session I took occasion to express the opinion that the judicial circuits of the State ought to be reorganized, so as to secure a more equal division of the labor of the circuit judges. I was confident that while some judges had more work imposed upon them than they ought to do, others had less than should be required of them. To properly adjust these differences it seemed to me that some new arrangement of the judicial circuits should be at once made in such a manner as to afford the desired relief.

I was aware that the number of circuits could not be reduced until after the end of the term of office for which the present judges were elected, and I was likewise conscious that such circuits could not be re-arranged so as to affect the tenure of office of any of the judges. Still it appeared to me that a more equal adjustment than the present one might be made by detaching certain counties where the labor was great, and attaching them to others where there was less to do. I felt that this course would relieve the overworked judges and not increase circuits or multiply offices, for which there seemed no imperative necessity.

I am of the same opinion still, and all the facts and circumstances which I have been enabled to gather within the very brief time since this bill was presented to me for signature, have have only served to strengthen and confirm me in this view.

I am not alone in the conviction that we have already too many judicial circuits in the State, and that a reduction instead of an increase is desirable. One of the most experienced and able of the circuit judges has recently said: "I agree fully with those who believe that we have already too large a number of circuits, and if the State could be redistricted and a moderately reasonable compensation made to the circuit judges, I am satisfied that the number might properly be reduced." Another talented and accomplished circuit judge, speaking, as he says, from his own knowledge and advisedly of four circuits of the State, declares that "in none of them is the time of the judge occupied for more than one-half the year."

In his last message Gov. Bagley says: "Gentlemen who have lately filled the position of judge in some of our circuits have assured me that they could have transacted all the business with ease had the district been doubled."

If five circuit judges in 1850, when the population of the State was about one-third what it is now, when the facilities for traveling were not near as good as they are at present, when the business of the courts were not facilitated by stenographers and other means now in use, could do the entire judicial business of the circuit courts of the State, as well as all the business of the supreme court, it would seem as though twenty-four judges might easily accomplish the work of the circuits now, especially in view of the fact that the business of the supreme court is entirely divorced from the circuit judges. The records and calendars of the circuit courts are themselves evidence that all the work imposed upon the circuit judges might be done easily and without any hardship whatever if there was a proper adjustment and more equal division thereof.

While some of the counties have from three to four hundred cases at each term on the calendar, with from forty to fifty trials, other counties have less than thirty cases all told, and not more than from five to ten trials. And yet it appears in several instances that counties having such a large amount of

business as I have stated are grouped together in one circuit, while on the other hand two or three counties, with the light amount of business I have instanced, are made into a circuit in which comparatively there is but little to do.

The same disparity exists in the circuits if population is taken into consideration. Some of them contain a population of over one hundred thousand persons, while others have less than twenty thousand; thus there is no approximation whatever to uniformity in the circuits in this respect. The population of the twenty-third circuit, created by this bill, as shown by the last census, is only 12,418. The eleventh circuit contains a population of only 15,624 persons, and I am advised that the business therein is extremely small, occupying only a portion of the time and attention of the judge. If the business of the eighteenth circuit has grown so large as to have become more than ought reasonably to be imposed upon a single judge, as I have reason upon a hurried investigation to believe it has, I apprehend that relief might have very properly been afforded by detaching the counties of Alpena, Alcona, Iosco, and Presque Isle, from the eighteenth circuit, and attaching them to the eleventh circuit. The eleventh circuit would then have contained a population of less than thirty thousand, and I apprehend not a greater amount of business than could be well performed by one judge. So likewise it has seemed to me that elsewhere in the State a re-arrangement might have been made in such a manner as to afford all the relief desired, without increasing the number of circuits, or creating an additional number of judges.

I am opposed to the further increase of judicial circuits, because I believe the tendency will be to lower, rather than to elevate, the character of the judiciary. This steady multiplication from year to year is fast turning our circuit into a county court system, with a judge at every man's door, the effect of which must be to greatly depreciate the standing and character of the tribunal in question. The more circuit judges we have, the stronger will be the temptation to litigious persons to originate suits in such courts, and the result will be that the business of the courts will be greatly increased. In trivial cases, more frequently than now, appeals will be taken from justices of the peace, and cases come up for rehearing and trial, involving small amounts, thus occupying the time of officers, jurors and witnesses, and adding largely to the ordinary expenses of these courts. The great number of petty suits that come up to the higher courts, has already become a crying evil, and so deeply was the constitutional commission of 1873 impressed with the necessity of some check in this respect, that it provided, by the constitution it submitted for adoption, that the appellate jurisdiction of the circuit courts should not extend to any civil case in which the amount or value of the thing in controversy was less than twenty-five dollars exclusive of costs.

Again, I may safely say it is a matter of common observation, that where the judge has much leisure time upon his hands, it is apt to lead to an indulgent management of business for the accommodation of the bar, and to the postponement of cases from day to day without real necessity, thus prolonging terms, increasing the time for the attendance of officers and jurors, without at the same time accomplishing any useful purpose, but leading lawyers to be careless in preparation, and to apply for new and further hearings, which a prompt method of dispatching business would have rendered wholly useless.

By this means the apparent business may be greatly increased, while the real demands of justice are no greater, and the law's delay justly becomes the subject of public complaint, because to a large extent unnecessary.

I also object to any further increase of the circuits, because I believe it will be a hindrance to the adoption of any measure that may hereafter be proposed for giving to the circuit judges a just and fair compensation for their services. I am satisfied that a reduction of circuits, and more reasonable and better salaries, are essential to maintain the character of the court, and preserve and secure to us judges of desirable talents and attainments. I do not believe this end can ever be reached, and I doubt whether it ought to be, if the number of judges are to be multiplied, and the whole system transformed into one closely allied to the county court plan, the most expensive and ill-adapted to the wants of the people of any that has ever been in operation in the State.

While therefore I thus earnestly deprecate the creation of new circuits, and should not hesitate under ordinary circumstances to interpose all the power of the Executive Department to prevent the continuance of a policy which I regard as tending to produce great injury to our judicial system, I am led to believe that there are special reasons in this case for such acquiescence on my part as shall leave with the Legislature the full responsibility of this act.

I am advised that the judge of the eighteenth circuit is overburdened with work, mainly owing to business accumulated in the county of Bay. The territory which constitutes his circuit is large, the principal points where the courts are held remote from each other, and the population rapidly increasing, so that the operations of the court are likely to be effectually blockaded unless provision is speedily made for its relief.

I am not aware that any bill has been introduced into either branch of the Legislature for detaching territory from this circuit and attaching it to others, or for such a general readjustment of the circuits of the State as seems to me to be required, and at this late period in the session there is no opportunity for the introduction of such bills, or, in my judgment, for a full understanding or discussion of a general measure, if one could be entertained, without unduly prolonging the present sitting of the Legislature.

It is, therefore, by this seeming necessity, with the further fact that I observe nothing in the act that contravenes the letter of the constitution, the question of additional circuits being simply one of policy upon which the Legislature may entertain one opinion and I another, that I am led to avoid taking any action now tending to the rejection of the measure.

I make this official explanation of my course in regard to this bill that it may be understood that I do not endorse the general policy of the measure, and am only reconciled to it because the necessity for it in this instance seems to be exceptional and extraordinary.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 5, 1877.

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 442 (printed No. 297), entitled

A bill to amend section 21 of chapter 176 of the compiled laws of 1871, being compiler's section 5057, relative to the general powers, duties, and jurisdiction of the circuit court in chancery;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 5, 1877. }

To the President of the Senate:

SIR,—I am instructed by resolution of the House to respectfully request the return of the following bill:

House bill No. 322 (printed No. 266), entitled

A bill to amend section 23 of chapter 170, compiler's section 4755, of the compiled laws of 1871, relative to divorces.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Baxter,

The committee on the judiciary were instructed to report the bill back to the Senate.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 5, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled, "An act to incorporate the Michigan and Huron Institute," approved March 21st, 1837, being act number 105.

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 5, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 543 (printed No. 287), entitled

A bill to prevent cattle, sheep, and other animals (except swine and horses) from running at large in the night time in all that part of the unincorporated village of Flat Rock, in the county of Wayne, which is included within the territory covered by the map or plat of said village, as recorded in the office of the register of deeds of said county of Wayne, and to prevent swine and horses from running at large at any and all times within the limits aforesaid.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 5, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 273 (printed No. 270), entitled

A bill to amend sections 5, 15, and 16 of title 4, and to add two new sections to stand as sections 19 and 20 of title 4, also to amend sections 2 and 18 of title 5, and sections 1, 3, 4, 7, 17, and 19 of title 9, and to add four new sections to stand as sections 20, 21, 22, and 23 of title 9, and to amend sections 3, 6, and 8 of title 13, and to repeal section 9 of title 13 of an act to amend an act entitled "An act to incorporate the city of East Saginaw," approved February 15, 1859, and acts amendatory thereof;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 5, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 106 (printed No. 145), entitled

A bill to provide for the better support of teachers' institutes, and to repeal sections 3789, 3790, and 3791 of the compiled laws of 1871;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on education and public schools.

MOTIONS AND RESOLUTIONS.

Mr. Morgan offered the following concurrent resolution:

Whereas, It is desirable that the Legislative Manual should be distributed to the members of the Legislature as soon as possible after its organization; and,

Whereas, The greater portion of the work may be compiled and printed

previous to such organization, provided the same shall be authorized by the Legislature; therefore,

Resolved, (the House concurring), That Allen L. Bours, of Ingham county, be and he is hereby appointed to compile and publish, under the direction of the Governor, the Manual for the Thirtieth Legislature: *Provided*, That in case of the disability from death, removal, or other cause, of the person hereby appointed, it shall be the duty of the Governor, at least ninety days previous to the assembling of said Legislature, to appoint a suitable person to compile and publish said Manual, the compiler to receive for such work such reasonable sum as may be allowed him by the said Thirtieth Legislature.

The question being on the adoption of the concurrent resolution,

Mr. Waterbury called for the yeas and nays.

The concurrent resolution was then adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Jenney,	Mr. Osborn,	
Baxter,	Edsell,	Markey,	Redfield,	
Breitung,	Foote,	McElroy,	Taylor,	
Burleigh,	Freeman,	Morgan,	Wilcox,	
Burch,				17

NAYS.

Mr. Andrus,	Mr. Newcomb,	Mr. Rankin,	Mr. Tyler,	
Chamberlain,	Packard,	Read,	Waterbury,	
Morse,	Perrin,	Shoemaker,	Williams,	
Nelson,				18

Pending the announcement of the vote,

Mr. Chamberlain moved that Mr. Perrin be excused from voting;

Which motion did not prevail.

Mr. Perrin then voted as recorded above.

Pending the announcement of the vote,

Mr. Tyler moved that Mr. Burleigh be excused from voting;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

By unanimous consent, the committee on the judiciary submitted the following report:

The committee on the judiciary, to whom was referred

House bill No. 322 (printed No. 266), entitled

A bill to amend section 23 of chapter 170, compiler's section 4755, of the compiled laws of 1871, relative to divorces,

Respectfully report the same back to the Senate in accordance with the instruction of the Senate.

PORTER K. PERRIN, *Chairman*.

On motion of Mr. Burleigh,

The Secretary was instructed to return the bill to the House in accordance with its request for the return of the same.

SPECIAL ORDER.

Being the consideration of

House bill No. 55 (printed No. 51), entitled

A bill making appropriations for the current expenses of the State Normal School.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the special order, for the consideration of the above named bill,

Mr. Taylor in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

House bill No. 55 (printed No. 51), entitled

A bill making appropriations for the current expenses of the State Normal School;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

L. J. TAYLOR, *Chairman.*

Report accepted.

On motion of Mr. Waterbury,

Leave was granted the committee to sit again for the further consideration of the bill.

On motion of Mr. Tyler,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Mr. Tyler asked and obtained leave of absence for Mr. Foote for the afternoon.

Mr. Tyler asked and obtained leave of absence for himself for to-morrow.

The Senate resumed business under the

SPECIAL ORDER.

Being the consideration of

House bill No. 55 (printed No. 51), entitled

A bill making appropriations for the current expenses of the State Normal School;

On motion of Mr. Baxter,

The Senate went into committee of the whole on the special order, for the consideration of the above named bill,

Mr. Osborn in the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

House bill No. 55 (printed No. 51), entitled

A bill making appropriations for the current expenses of the State Normal School;

Have made an amendment thereto, and have directed their chairman to re-

port the same back to the Senate, asking concurrence therein, and recommend its passage.

R. H. OSBORN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the amendment made by the committee to the bill.

On motion of Mr. Baxter,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Read,
Baxter,	Freeman,	Newcomb,	Redfield,
Breitung,	Jenney,	Osborn,	Taylor,
Burleigh,	Markey,	Packard,	Tyler,
Burch,	McElroy,	Perrin,	Wilcox,
Chamberlain,	Morgan,	Rankin,	Williams,
Wm. Cook,			

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NAYS.

Mr. Andrus,	Mr. Morse,	Mr. Shoemaker,	Mr. Waterbury,
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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Freeman,

The Senate went into committee of the whole, for the consideration of House bill No. 149 (printed No. 70), entitled

A bill to provide for the completion and furnishing of "The State House of Correction," at Ionia, and to make an appropriation therefor;

Mr. Shoemaker in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill: House bill No. 149 (printed No. 70), entitled

A bill to provide for the completion and furnishing of "The State House of Correction," at Ionia, and to make an appropriation therefor,

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

M. SHOEMAKER, *Chairman*.

Report accepted and committee discharged.

Mr. Tyler moved that the Senate concur in the amendments made to the bill by the committee of the whole.

Mr. Baxter called for a division of the question.

The question first occurring on concurring in the amendment of the committee of the whole amending section 1 of the bill so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That the sum of one hundred and twenty-one thousand two hundred and fifty-eight dollars be and the same is hereby appropriated for finishing the State House of Correction

buildings and enclosure walls, and for the completion and furnishing the same, which shall be expended for the following purposes, to wit.:

For deficit as per report of commissioners; for building two wings to cells; for building work-shops; for building barn and stable; for building enclosure walls to House of Correction; for building seating chapel and dining-room; for building supplying water for prison; for building supplying gas for prison; for engine and putting up same; for ice-house, ash-house, and soap-house; for fencing prison grounds; for furnishing 312 cells @ \$9 each; for building pig pen; for horses, cows, and pigs; for wagons and carts; for tools; for hose-cart and hose; for additional heating and plumbing; for books for library; for additional wood-work, shelving, etc.; for furnishing officers' department; for furnishing hospital and dining-room; for salary of superintendent for the years 1877-8; or so much thereof as may be necessary for the foregoing named purposes, which, with the twenty thousand dollars appropriated by act No. one of the present session of the Legislature, approved January 13th, one thousand eight hundred and seventy-seven, makes one hundred and forty-one thousand two hundred and fifty-eight dollars, which sums are for completing and furnishing the State House of Correction for occupancy. The aforesaid sum of one hundred and forty-one thousand two hundred and fifty-eight dollars shall be incorporated in the State tax as follows: Seventy-one thousand two hundred and fifty-eight dollars for the year 1877, which sum includes the twenty thousand dollars appropriated by act approved January 13th, above named, and seventy thousand dollars for the year 1878.

Mr. Baxter called for the yeas and nays:

The amendment was then agreed to, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Markey,	Mr. Newcomb,	Mr. Redfield,
Burch,	McElroy,	Osborn,	Tyler,
Wm. Cook,	Morse,	Read,	Waterbury,
Freeman,	Nelson,		

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NAYS.

Mr. Andrus,	Mr. Burleigh,	Mr. Jenney,	Mr. Rankin,
Baxter,	Chamberlain,	Packard,	Shoemaker,
Breitung,	Edsell,	Perrin,	Williams,

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Pending the announcement of the vote,

Mr. Chamberlain moved that Mr. Burleigh be excused from voting;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

The question then occurring on concurring in the amendment of the committee of the whole, adding to the end of section 1 the following:

"*Provided*, That the total cost of the buildings to be erected, the articles to be purchased and the work to be performed, as enumerated in this section, shall not exceed the sum hereby appropriated."

The same was concurred in.

On motion of Mr. Freeman,

The bill was placed on its immediate passage.

The bill was then read a third time, and the question being on its passage,

Mr. Perrin moved that the same be laid on the table;

Which motion did not prevail.

Mr. McElroy moved that the bill be reprinted and recommitted to the committees on appropriations and finance and State House of Correction.

Mr. Waterbury called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Jenney,	Mr. Morgan,	Mr. Read,	
Burleigh,	Markey,	Packard,	Redfield,	
Chamberlain,	McElroy,	Perrin,	Williams,	
Edsell,				13

NAYS.

Mr. Breitung,	Mr. Freeman,	Mr. Newcomb,	Mr. Shoemaker,	
Burch,	Morse,	Osborn,	Waterbury,	
Wm. Cook,	Nelson,	Rankin,		11

By unanimous consent

Mr. Williams moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

Senate joint resolution No. 20, entitled

Joint resolution for the appointment of a special commission to prepare for submission to the next Legislature amendments of the law relating to the assessment and collection of taxes, and to the forms, execution, and registration of conveyances.

Which motion did not prevail.

On motion of Mr. Morse,

The Senate adjourned.

Lansing, Saturday, April 7, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Rolfe.

Roll called: a quorum present.

Absent without leave, Senator Hinchman.

Mr. Adair asked and obtained leave of absence for Mr. Hinchman for to-day and Monday.

Mr. McElroy asked and obtained leave of absence for himself for Monday forenoon upon Legislative business.

PRESENTATION OF PETITIONS.

By Mr. Read: Petition of Porter C. Freeman, W. H. Wright, and 135 other citizens of Barry county, for a law making uniform rates of railroad freights;

Also,

Petition of Charles McDiarmid, and 16 others, citizens of Manistee, for the same object.

The petitions were referred to the committee on railroads.

By Mr. Wilcox: Petition of Wm. Willetts, and 37 others, citizens of Oakland

county, for the passage of House bill No. 393, to protect the owners of stallions.
Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 221 (printed No. 116), entitled

A bill to authorize John S. Malcomson *et al.* to build a dam across the outlet of Morrison Lake in the county of Ionia;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 145 (printed No. 157), entitled

A bill for the incorporation of eclectic medical societies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 106 (printed No. 145), entitled

A bill to provide for the better support of teachers' institutes, and to repeal sections 3789, 3790, and 3791 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 97 (printed No. 58), entitled

A bill to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of the compiled laws of 1871," an act entitled "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments

thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 3 (printed No. 104), entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, entitled "Primary Schools," being compiler's section 3641;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman*.

• Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

A bill to provide for county superintendents of schools, and to repeal all of sections 8 and 14, which relate to superintendent of schools, and to repeal all of sections 104, 105, 106, 107, 108, 109, and 110 of act No. 42 of the session laws of 1875, approved March 20th, 1875, relating to the powers and duties of townships, and election and duties of township officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 431 (printed No. 183), entitled

A bill to change the name of the township of Warner, in the county of Chipewa, to the name of the township of Detour.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MORSE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Breitung,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Perrin,	
Andrus,	Edsell,	Morgan,	Redfield,	
Baxter,	Foote,	Morse,	Shoemaker,	
Breitung,	Freeman,	Nelson,	Waterbury,	
Burleigh,	Jenney,	Newcomb,	Wilcox,	
Chamberlain,	Markey,	Osborn,	Williams,	24

NAYS.

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Title agreed to.

On motion of Mr. Breitung,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 584 (printed No. 163), entitled

A bill to provide for replacing conveyances made on judicial sales, and which have been lost or destroyed;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Freeman,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

Senate bill No. 176, entitled

A bill to amend section 9 of chapter 55 of the compiled laws of 1871, being compiler's section 1992, relative to gaming;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on appropriations and finance:

The committee on appropriations and finance, to whom was referred

House bill No. 72 (printed No. 40), entitled

A bill to make silver coins a legal tender in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

Mr. Freeman moved that the bill be laid on the table ;

Which motion did not prevail.

On motion of Mr. Chamberlain,

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on appropriations and finance :

The committee on appropriations and finance, to whom was referred

House bill No. 135 (printed No. 87), entitled

A bill to amend section 4 of chapter 21 of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Adair,

The bill was laid on the table.

By the committee on engrossment and enrollment of bills :

The committee on engrossment and enrollment of bills, to whom was referred Joint resolution to provide for a revision of the system of keeping State accounts,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, Jr., *Chairman.*

Report accepted and committee discharged.

By the committee on engrossment and enrollment of bills :

The committee on engrossment and enrollment of bills, to whom was referred

A bill to repeal sections 4757 and 4758 of the compiled laws of 1871, relative to divorce ;

Also,

A bill to amend act number 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively ;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

By the committee on railroads :

The committee on railroads to whom was referred

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9 of Article II. of act

No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873,

With certain instructions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, amended as instructed by the Senate.

The committee would further report that in their opinion the amendment should not be adopted by the Senate, as the compensation provided for the service required is entirely inadequate. Your committee have learned upon careful inquiry, that railroad companies make no difference in charges for hauling cars from other roads for distances under ten miles, but that a uniform charge of ten dollars per car is made for all distances under ten miles, which charge your committee do not believe to be unreasonable or exorbitant. Should the amendment reported be adopted, your committee would recommend the adoption of a further amendment to said section herewith submitted.

Your committee also herewith submit a further amendment to said bill, and recommend that the last named amendment be concurred in, and that the bill when amended as above recommended do pass, and ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER, *Chairman.*

Report accepted and committee discharged.

Mr. Adair moved that the Senate concur in the amendments made to the bill by the committee.

Mr. Chamberlain called for a division.

The question first occurring on the amendment inserting after the word "sold," in line 17 of the ninth subdivision of recited section 9, the following proviso: "*Provided further*, That in transporting cars loaded with lumber, shingles, plaster or produce, where the distance is six miles or more, no railroad company shall charge more than fifty cents per mile for each mile for each car so conveyed, and excepting from this proviso all railroads in the Upper Peninsula."

Mr. Edsell moved to amend the amendment so as to read as follows:

"*Provided further*, That in the transportation of cars loaded with lumber, staves, shingles or other freight which is loaded by the shipper and unloaded by the consignee, no railroad company shall charge for transporting such cars more than five dollars for any distance not exceeding five miles, and not more than fifty cents for each additional mile; this proviso not to apply to the Upper Peninsula;

Which motion did not prevail.

The question then recurring on concurring in the above first named amendment,

Mr. Read called for the yeas and nays.

The amendment was not concurred in, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Chamberlain,	Mr. McElroy,	Mr. Read,
Burleigh,	Wm. Cook,	Morse,	Shoemaker,
Burch,	Edsell,	Perrin,	

NAYS.

Mr. Adair,
Baxter,
Breitung,
Foote,

Mr. Freeman,
Jenney,
Markey,
Morgan,

Mr. Nelson,
Newcomb,
Osborn,

Mr. Rankin,
Redfield,
Williams,

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The question then occurring on concurring in the amendment adding to the bill a new section to stand as section 10 and to read as follows:

Sec. 10. Any person who shall while riding in the car, either of a freight or passenger or other train, on any railroad in this State, use or utter indecent, obscene, or profane language in the hearing of other passengers, or riotously or boisterously conduct himself or herself to the annoyance of other passengers, or who shall obtain any money or property from any passenger or person in such car by means of any game or device, or attempt so to do, shall, on conviction thereof, be deemed guilty of a misdemeanor, and be punished by a fine not exceeding one hundred dollars, or imprisonment in the county jail for a period not exceeding ninety days, or both, in the discretion of the court. Railroad conductors are hereby invested with powers of sheriffs and constables in regard to offenses under this section occurring upon trains or cars in their charge, and are empowered to arrest and detain any person violating any of its provisions until the car or train shall arrive at some usual stopping place, where a sheriff, deputy, or under sheriff of any county, or constable, or marshal, or policeman of any city or village in this State may be, to whose custody he may deliver such offender with a written statement specifying generally in what respect such person has misbehaved; or if there be no such officer present to receive the offender, the conductor may deliver him to the ticket or freight agent at such stopping place, with such statement, who shall detain the offender in his custody (and may exercise the powers of sheriffs and constables in regard to persons charged with crimes in doing so) until such officer may be obtained to take charge of the offender, to whom he shall be delivered, with such statement made by the conductor, and such officer shall take the person so offending into custody, and it shall be his duty to institute complaint against such person for such offense before a justice of the peace in his county, and such justice shall have jurisdiction to try such offender, and to impose the judgment authorized by this section.

The same was concurred in.

Mr. Andrus moved to further amend the bill by adding to the ninth subdivision of recited section 10 the following proviso:

Provided further, That in transporting cars loaded by the shipper and unloaded by the consignee, no railroad company shall charge for transporting each of such cars more than ten dollars for any distance not exceeding ten miles, nor more than fifty cents for each additional mile. This provision of this section shall not apply in the Upper Peninsula nor to the Paw Paw Railroad.

Mr. Andrus called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows:

YEAS.

Mr. Andrus,
Wm. Cook,
Edsell,

Mr. Jenney,
McElroy,

Mr. Morse,
Shoemaker,

Mr. Wilcox,
Williams,

9

NAYS.

Mr. Adair,
Baxter,

Mr. Foote,
Freeman,

Mr. Nelson,
Newcomb,

Mr. Rankin,
Read,

Mr. Breitung, Mr. Markey, Mr. Osborn, Mr. Redfield,
Chamberlain, Morgan, Perrin, Waterbury, 16

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 218 (printed No. 103), entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes or baskets less than the legal measure,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill do not pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Adair,

The bill was laid on the table.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 6, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend sections 2, 4, and 34 of act No. 372 of the session laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20th, 1867, and to add a new section thereto.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 6, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolutions:

House joint resolution No. 24 (printed No. 26), entitled

Joint resolution authorizing the Auditor General to correct certain certificates of tax sales issued to Merritt H. Waterman, and the records thereof, and of such sales;

House joint resolution No. 18 (printed No. 24), entitled

Joint resolution authorizing the issuing of a patent to Thomas Burns, of the county of St. Clair, upon primary school land certificate No. 6353;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The two named joint resolutions were read a first and second time by their titles, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 6, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 115 (printed No. 117), entitled

A bill for the more effectual prevention of cruelty to animals;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 6, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 16, entitled

Joint resolution to provide for the collection of any specific tax due this State from the Lake Shore and Michigan Southern Railway Company;

In the passage of which, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect, and further, to ask the concurrence of the Senate in giving immediate effect to the joint resolution.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

On motion of Mr. Read,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The joint resolution was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 6, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 160, entitled

A bill to amend sections 12 and 15 of act No. 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873;

Senate bill No. 135, entitled

A bill to organize the public library of Bay City,

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 6, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 26 (printed No. 20), entitled

Joint resolution for the better security of persons transacting business with the State Land Office, Secretary of State, and the Auditor General's Office, and to require from the Commissioner of the State Land Office, Secretary of State, and the Auditor General suitable bonds;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 6, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 21 (printed No. 21), entitled

Joint resolution authorizing the Board of State Auditors to dispose of the surplus copies of the session laws, journals, and documents of the State;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 6, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 52 (printed No. 23), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad;

Which has passed the House by a two-thirds vote of all the members elect, and

by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on the public lands.

MOTIONS AND RESOLUTIONS.

Mr. Perrin offered the following resolution :

Resolved, That no member of the Senate shall occupy more than ten minutes altogether in the discussion of any bill, resolution, or motion, during the remainder of this session.

Mr. Burch moved that the resolution be referred to the committee on rules and joint rules ;

Which motion did not prevail.

Mr. Burch moved that the resolution be laid on the table.

Mr. Read called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Baxter,	Mr. Foote,	Mr. McElroy,	Mr. Shoemaker,	
Burch,	Freeman,	Nelson,	Waterbury,	
Wm. Cook,	Jenney,	Rankin,	Williams,	12

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Read,	
Andrus,	Markey,	Osborn,	Redfield,	
Breitung,	Morgan,	Packard,	Wilcox,	
Chamberlain,	Morse,	Perrin,		15

Mr. Packard moved to amend the resolution by inserting after the word "Senate," the following: "except the introducer of the bill or resolution or the chairman of the committee reporting thereon."

Mr. Burch called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Packard,	
Baxter,	Freeman,	Morse,	Shoemaker,	
Breitung,	Jenney,	Osborn,	Williams,	12

NAYS.

Mr. Andrus,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Burch,	Markey,	Perrin,	Waterbury,	
Chamberlain,	Morgan,	Rankin,	Wilcox,	
Edsell,	Nelson,	Read,		15

Mr. Morse moved to amend the resolution by adding the word "except by the consent of two-thirds of all the Senators present ;"

Which motion did not prevail.

The President called the President *pro tem.* to the chair.

Mr. Burch moved to amend the resolution by adding the words "except by unanimous consent."

Mr. Baxter moved that the resolution be laid on the table.

Mr. Burch called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Jenney,	Mr. Rankin,	Mr. Waterbury,
Burch,	McElroy,	Shoemaker,	Williams,
Wm. Cook,			

9

NAYS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Perrin,
Andrus,	Freeman,	Nelson,	Read,
Breitung,	Markey,	Osborn,	Redfield,
Chamberlain,	Morgan,	Packard,	Wilcox,
Edsell,			

17

The question being on the motion to amend by adding the words "except by unanimous consent,"

The motion did not prevail.

Mr. Williams moved that the further consideration of the resolution be indefinitely postponed.

Mr. Read called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. McElroy,	Mr. Rankin,	Mr. Waterbury,
Wm. Cook,	Morse,	Shoemaker,	Williams,
Jenney,	Nelson,		

10

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Perrin,
Andrus,	Foote,	Newcomb,	Read,
Breitung,	Freeman,	Osborn,	Redfield,
Chamberlain,	Markey,	Packard,	Wilcox,

16

Mr. Andrus demanded the previous question

The demand was sustained and the main question ordered.

The question being then upon the adoption of the resolution,

Mr. Read called for the yeas and nays.

The resolution was then adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Read,
Andrus,	Markey,	Osborn,	Waterbury,
Breitung,	Morgan,	Packard,	Wilcox,
Chamberlain,	Nelson,	Perrin,	

15

NAYS.

Mr. Baxter,	Mr. Foote,	Mr. McElroy,	Mr. Redfield,
Burch,	Freeman,	Morse,	Shoemaker,
Wm. Cook,	Jenney,	Rankin,	Williams,

12

The President resumed the chair.

Mr. Read offered the following resolution:

Resolved (the House concurring), That from and after Friday, the 20th day of April, 12 o'clock noon, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the jour-

nals by the Secretary of the Senate and the Clerk of the House; and the time of the final adjournment of this Legislature shall be Tuesday, the 24th day of April, 1877, at 12 o'clock noon of that day.

Mr. Chamberlain called for the yeas and nays.

The resolution was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Nelson,	Mr. Read,	
Burch,	Edsell,	Perrin,	Wilcox,	8

NAYS.

Mr. Andrus,	Mr. Freeman,	Mr. Morse,	Mr. Redfield,	
Baxter,	Jenney,	Osborn,	Shoemaker,	
Breitung,	Markey,	Packard,	Waterbury,	
Wm. Cook,	McElroy,	Rankin,	Williams,	16

Pending the announcement of the vote,

Mr. Williams moved that Mr. Perrin be excused from voting;

Which motion did not prevail.

Mr. Perrin then voted as recorded above.

GENERAL ORDER.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the general order,

Mr. Adair in the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

Senate bill No. 159, entitled

A bill to amend section 6 of chapter 65, of the revised laws of 1846, being section 4208 of the compiled laws of 1871;

Senate bill No. 113, entitled

A bill to amend section 7 of Chapter IX. of act number 62 of the session laws of 1875, approved April 1, 1875, entitled "An act granting and defining the powers and duties of incorporated villages;"

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the amendments made to the bills by the committee, and the same were placed on the order of third reading.

Mr. Perrin moved that the Senate take a recess until half-past one this afternoon.

On motion of Mr. Baxter,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President, *pro tem.*

Roll called: a quorum present.

Mr. Osborn asked and obtained leave of absence for Mr. Rankin until Monday afternoon.

Mr. Breitung asked and obtained leave of absence for Mr. Burleigh until Monday afternoon.

Mr. Osborn asked and obtained leave of absence for Senators Wm. Cook and Burch until Monday evening.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Osborn,

The Senate went into committee of the whole on the general order.

Mr. Chamberlain in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill 108, entitled

A bill to amend section 1 of act No. — of the session laws of 1861, being compiler's section 1741 of the compiled laws, approved March 15, 1871, entitled "An act to authorize boards of health to dispose of real estate;"

2. Senate bill No. 188, entitled

A bill making appropriations for the State Reform School, for the years 1877 and 1878;

3. Senate bill No. 191, entitled

A bill to amend section 2 of chapter 26, revised statutes of 1846, the same being section 1290, compiled laws of 1871, relating to encroachments on highways, etc.;

4. Senate bill No. 193, entitled

A bill to amend section 1, chapter 72, of the revised statutes of 1846, being compiler's section 4420 of the compiled laws of 1871, in relation to "the payment of debts and legacies of deceased persons;

5. Senate bill No. 199, entitled

A bill to amend section 1 of act No. 11, session laws of 1869, relative to interest falling due on written contracts;

6. Senate bill No. 205, entitled

A bill relative to deeds and conveyances imperfectly acknowledged;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

7. Senate bill No. 189, entitled

A bill to amend section 1 of an act, entitled "An act to regulate proceedings by attachment against foreign corporations in certain cases," approved April 4, 1871, being compiler's section 5519 of the compiled laws of 1871;

8. House bill No. 166 (printed No. 73), entitled

A bill to amend section 4 of chapter 163 of the compiled laws of 1871, being compiler's section 4548, relative to publication of notices of sales by executors;

9. House bill No. 124 (printed No. 82), entitled

A bill to amend section 86, of chapter 178, of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

10. Senate bill 154, entitled

A bill to amend section two of chapter forty-one, being section 1632 of the compiled laws of 1871, relative to interest;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following:

11. House bill No. 191 (printed No. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto to stand as section two of said act;

Have directed their chairman to report the same back to the Senate with the recommendation that it be recommitted to the committee on the judiciary.

The committee of the whole have also had under consideration the following:

12. Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25th, 1861, approved March 2, 1865;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on education and public schools.

The committee of the whole have also had under consideration the following:

13. Senate bill No. 190, entitled

A bill to protect travel on the public highways;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committees on roads and bridges and federal relations jointly.

The committee of the whole have also had under consideration the following:

14. Senate bill No. 71, entitled

A bill to amend section forty-seven hundred and forty-one of the compiled laws of 1871, relative to divorce;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on State affairs.

WM. CHAMBERLAIN, *Chairman.*

Report accepted and committee discharged.

The seventh, eighth and ninth named bills were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the first, second, third, fourth, fifth, and sixth named bills, and the same were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the tenth named bill, and the title and enacting clause thereof were laid on the table.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the eleventh named bill, and the same was recommitted to the committee on the judiciary.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the twelfth named bill, and the same was recommitted to the committee on education and public schools.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the thirteenth named bill, and the same was referred to the committees on roads and bridges and federal relations jointly.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the fourteenth named bill, and the same was recommitted to the committee on State affairs.

On motion of Mr. Adair,

The Senate adjourned.

Lansing, Monday, April 9, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Wilkins,

Roll called: a quorum present.

Absent without leave, Senators Adair, Chamberlain, Foote, Read, Redfield, and Wilcox.

Mr. Williams asked and obtained leave of absence for Mr. Read for the day.

Mr. Perrin asked and obtained leave of absence for Mr. Chamberlain for the day.

Mr. Perrin asked and obtained leave of absence for Mr. Foote for one hour.

Mr. Breitung asked and obtained leave of absence for Senators Adair and Redfield for the day.

Mr. Morgan asked and obtained leave of absence for Mr. Wilcox until Tuesday evening.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following joint resolution and bills to the Governor, under the rules:

Joint resolution to provide for a revision of the system of keeping State accounts;

Also,

A bill to repeal sections 4757 and 4785 of the compiled laws of 1871, relative to divorce;

Also,

A bill to amend act No. 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 292 (printed No. 162), entitled

A bill to amend section 34, of chapter 176, of the compiled laws of 1871, being compiler's section 5070, relative to "receivers in chancery,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House joint resolution No. 31 (printed No. 18), entitled

Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to Henry Moses;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 94, entitled

A bill relative to dividing townships and villages into election districts, and to provide for the registration of electors in such cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MORSE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 7, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 85, entitled

A bill to amend section 1 of an act entitled "An act to amend chapter 114 of the revised statutes entitled 'Of proceedings against debtors by attachment,'" approved April 7th, 1851, being compiler's section 6428 of the compiled laws of 1871;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

GENERAL ORDER.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the general order.

Mr. Packard in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 187, entitled

A bill to amend section 578 of the compiled laws of 1871, in reference to the duties of coroner;

2. Senate bill No. 206, entitled

A bill to amend section 9 of an act entitled "An act further to preserve the purity of elections, and guard against the abuses of the elective franchise by registration of the electors," approved February 14, 1859, being section 167 of the compiled laws of 1871;

3. Senate bill No. 42, entitled

A bill to amend section 8, of chapter 206, being compiler's number 6567 of the compiled laws of 1871, relating to surrender of corporate rights;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have had under consideration the following:

4. Senate bill No. 202, entitled

A bill to provide for the establishment, government and control of union work-houses and alms-houses;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on State affairs.

W. O. PACKARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the first, second and third named bills, and the same were placed on the order of third reading.

On motion of Mr. Edsell,

The Senate concurred in the recommendation of the committee in regard to the fourth named bill, and the same was recommitted to the committee on State affairs.

On motion of Mr. Freeman,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2:00 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the general order.

Mr. Freeman in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 39 (printed No. 79), entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, and 12 of chapter 67, being sections 2116, 2117, 2118, 2119, 2120, 2121, and 2127 of the compiled laws of 1871, relative to the destruction of wolves and other noxious animals;

2. House bill No. 193 (printed No. 106), entitled

A bill to amend section 12 of an act entitled "An act to organize union school district of the city of Alpena," approved April 4, 1873;

3. House bill No. 125 (printed No. 219), entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29th, 1873, being section 7443 of the compiled laws of 1871, relative to fees of deputy sheriffs;

4. Senate bill No. 211, entitled

A bill to define and limit the term of office of officers and commissioners, appointed by the Governor, in cases not otherwise defined and limited;

5. House bill No. 173 (printed No. 109), entitled

A bill to amend section 1 of an act entitled "An act to regulate the manner of attaching unorganized territory to organized counties for judicial and municipal purposes," approved March 19, 1861, being compiler's section 450 of the compiled laws of 1871;

6. Senate bill No. 164, entitled

A bill to amend section 7693 of the compiled laws of 1871, relative to offenses against chastity, morality, and decency;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

The committee of the whole have also had under consideration the following:

7. Senate bill No. 207, entitled

A bill to amend "An act to authorize the formation of corporations for literary and scientific purposes," approved April 21, 1865, being chapter 112 of the compiled laws of 1871;

8. House bill No. 96 (printed No. 49), entitled

A bill to amend section 1 of chapter 177, being compiler's section 5245 of the compiled laws of 1871, entitled "An act requiring judges of probate in certain

cases to give notice to foreign consuls, of an application for administration on the estate of deceased persons," approved March 18, 1865;

9. House bill No. 38 (printed No. 86), entitled

A bill to amend section 69 of the charter of the city of Owosso, approved February 15, 1859;

10. House bill No. 451 (printed No. 137), entitled

A bill to provide for the incorporation of reform club temperance societies within this State;

11. House bill No. 192 (printed No. 96), entitled

A bill to amend sections 4, 5, 29, and 50, of act number 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section 57 of said act number 249, as amended by section 1 of act number 263, laws of 1873, approved April 22, 1873;

12. Senate bill No. 174, entitled

A bill to amend section 1 of act number 197 of the session laws of 1873, entitled "An act to amend section 7435 of the compiled laws of 1871, relative to the salaries of judges of probate." And also, to amend section 2 of act number 140 of the session laws of the year 1873, entitled "An act to amend sections 2 and 8 of an act entitled 'An act to amend chapter 150 of the revised statutes of 1846, it being chapter 175, [239] of the compiled laws of 1871, and to authorize the salaries of judges of probate,' approved February 15, 1859, being sections 7436 and 7439, of the compiled laws of 1871. And also to amend section 7437, chapter 239, of the compiled laws of 1871, relative to the salaries of judges of probate;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

13. Senate bill No. 208, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, being compiler's section 1756, relating to sale of lands for county drain taxes;

14. Senate bill No. 212, entitled

A bill to amend section 11 of chapter 48, of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale of lands delinquent for township drain taxes,

Have directed their chairman to report the same back to the Senate, with the recommendation that they be referred to the special committee appointed by the President to act upon Senate bill No. 62, which consists of Senators Baxter, Perrin and Foote.

The committee of the whole have also had under consideration the following:

15. House bill No. 147 (printed No. 90), entitled

A bill to amend section 29, of chapter 47 of the compiled laws of 1871, entitled "county drain law," being compiler's section 1773,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following joint resolution:

1. House joint resolution No. 9, entitled

Joint resolution asking Congress for an appropriation to construct a harbor at Menominee, which harbor is upon the dividing line between the States of Michigan and Wisconsin,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following joint resolution :

House joint resolution No. 51 (printed No. 15), entitled

Joint resolution asking Congress for an appropriation to construct a light-house at the mouth of Thunder Bay river, in the county of Alpena;

Have made sundry amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

F. S. FREEMAN, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, and sixth named bills and the first named joint resolution were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the seventh, eighth, ninth, tenth, eleventh, and twelfth named bills, and the same were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the thirteenth and fourteenth named bills, and the same were referred to the special committee consisting of Senators Baxter, Perrin and Foote.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the fifteenth named bill, and the title and the enacting clause thereof were laid on the table.

Mr. Baxter moved that the Senate concur in the amendments made by the committee to the second named joint resolution;

Which motion did not prevail.

The joint resolution was then placed on the order of third reading.

On motion of Mr. Freeman,

The Senate adjourned.

Lansing, Tuesday, April 10, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bangs.

Roll called : a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Read : Petition of G. W. Nye, Charles Allen, and 43 other citizens of Cass county, for a law making uniform rate of freights on the railroads of this State;

Referred to the committee on railroads.

By the same : Petition of William Case, and 40 other citizens of Cass county, asking for the passage of a law making a bushel of apples 47 pounds;

Referred to the committee on State affairs.

By unanimous consent,

Mr. Wm. Cook introduced

Senate joint resolution, entitled

Joint resolution authorizing the Board of Inspectors of the Michigan State Prison to settle with H. G. Filkins, and Robert L. Crane, and with their sureties.

The joint resolution was read a first and second time by its title, and

On motion of Mr. Baxter,

The rules were suspended, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Edsell,	Mr. Morse,	Mr. Rankin,
Andrus,	Freeman,	Nelson,	Read,
Baxter,	Hinchman,	Newcomb,	Redfield,
Burleigh,	Jenney,	Osborn,	Shoemaker,
Burch,	Markey,	Packard,	Waterbury,
Chamberlain,	McElroy,	Perrin,	Williams,
Wm. Cook,	Morgan,		

26

NAYS.

0

Title and preamble agreed to.

On motion of Mr. Wm. Cook,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 179 (printed No. 102), entitled

A bill to amend section 16 of chapter 9, of the compiled laws of 1871, being compiler's No. 446, relating to county buildings and furnishing the same;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill do not pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 543 (printed No. 287), entitled

A bill to prevent cattle, sheep, and other animals (except swine and horses) from running at large in the night time in all that part of the unincorporated village of Flat Rock, in the county of Wayne, which is included in the territory covered by the map or plat of said village, as is recorded in the office of the register of deeds of said county of Wayne, and to prevent horses and swine from running at large at any and all times within the limits aforesaid,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House manuscript bill No. 85, entitled

A bill to amend section 1 of an act entitled "An act to amend chapter 114 of the revised statutes, entitled 'Of proceedings against debtors by attachment,'" approved April 7, 1851, being compiler's section 6428 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was laid on the table.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 442 (printed No. 297), entitled

A bill to amend section 21 of chapter 176 of the compiled laws of 1871, being compiler's section 5057, relative to the general powers, duties, and jurisdiction of the circuit in chancery;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MOTIONS AND RESOLUTIONS.

Mr. Shoemaker moved to take from the table the following:

Senate bill No. 116, entitled

A bill to authorize the incorporation of co-operative savings associations.

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Baxter moved to take from the table the following:

Senate joint resolution No. 3, entitled

Joint resolution proposing amendments to section 7, Article VI., and to section 1, Article IX., of the Constitution of this State, relative to the salaries of the judges of the circuit court, and limiting the number of circuits.

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Morgan,	Mr. Read,
Andrus,	Wm. Cook,	Nelson,	Redfield,
Baxter,	Footo,	Newcomb,	Shoemaker,
Breitung,	Freeman,	Osborn,	Waterbury,
Burleigh,	Markey,	Rankin,	Williams,
Burch,	McElroy,		

22

NAYS.

Mr. Edsell,	Mr. Jenney,	Mr. Packard,	Mr. Perrin,
Hinchman,	Morse,		
Title and preamble agreed to.			

6

The following is the joint resolution:

JOINT RESOLUTION Proposing amendments to section seven, article six, and to section one, article nine, of the Constitution of this State, relative to the salaries of the Judges of the Circuit Court, and limiting the number of circuits.

Resolved, by the Senate and House of Representatives of the State of Michigan, That the following amendments to the Constitution of this State, be and the same are hereby proposed, to stand as section seven, article six, and section one of article nine.

ARTICLE VI.

SECTION 7. The Legislature may alter the limits of circuits, or increase the number of the same. No alteration or increase shall have the effect to remove the judge from office. In every additional circuit established, the judge shall be elected by the electors of such circuit, and his term of office shall continue as provided in this constitution, for judges of the circuit courts. After the year eighteen hundred and eighty-one, the whole number of circuits shall not exceed one circuit for each one hundred thousand inhabitants, as shown by the last preceding census.

ARTICLE IX.

SECTION 1. The Governor shall receive an annual salary of one thousand dollars; the Judges of the Circuit Court shall each receive an annual salary of two thousand five hundred dollars; the State Treasurer shall receive an annual salary of one thousand dollars; the Auditor General shall receive an annual salary of one thousand dollars; the Superintendent of Public Instruction shall receive an annual salary of one thousand dollars; the Secretary of State shall receive an annual salary of eight hundred dollars; the Commissioner of the Land Office shall receive an annual salary of eight hundred dollars; the Attorney General shall receive an annual salary of eight hundred dollars. They shall receive no fees or perquisites whatever for the performance of any duties connected with their office. It shall not be competent for the Legislature to increase the salaries herein provided.

And be it further provided, That said amendments shall be submitted to the people of this State at the annual election to be held on the first Monday in April, in the year eighteen hundred seventy-eight; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several coun-

ties of this State, in the same manner that he is now required to do in case of an election of Governor or Lieutenant Governor, and the inspectors of election in the several townships and cities in this State shall prepare a suitable box for the reception of ballots cast for or against said amendments. Each person voting for said amendments shall have written or printed, or partly written and partly printed on his ballot, the words, "Amendments relative to the salaries of Circuit Judges, and limiting the number of circuits,—Yes;" and each person voting against such amendments, the words, "Amendments relative to the salaries of Circuit Judges, and limiting the number of circuits,—No." The ballots shall in all respects be canvassed, and returns be made as in elections of Governor and Lieutenant Governor.

THIRD READING OF BILLS.

Senate bill No. 159, entitled

A bill to amend section 6 of chapter 65, of the revised laws of 1846, being section 4208 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Read,
Andrus,	Edsell,	Morse,	Redfield,
Baxter,	Freeman,	Osborn,	Shoemaker,
Breitung,	Jenney,	Packard,	Waterbury,
Burleigh,	Markey,	Perrin,	Williams,
Chamberlain,	McElroy,	Rankin,	23

NAYS.

Mr. Foote,	Mr. Hinchman,	2
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The question being on agreeing to the title,

Mr. Shoemaker moved to amend the title so as to read as follows:

A bill to amend compiler's section 4208 of the compiled laws of 1871, relative to attorneys' and solicitors' fees in the foreclosure of mortgages;

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 113, entitled

A bill to amend section 7 of chapter 9 of act number 62, of the session laws of 1875, approved April 1, 1875, entitled "An act granting and defining the powers and duties of incorporated villages,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Perriu,
Andrus,	Edsell,	Morse,	Rankin,
Baxter,	Freeman,	Nelson,	Read,
Breitung,	Hinchman,	Newcomb,	Redfield,
Burleigh,	Jenney,	Osborn,	Shoemaker,
Burch,	Markey,	Packard,	Williams,
Chamberlain,			25

NAYS.

Mr. Foote,	Mr. Morgan,	Mr. Waterbury,	3
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Title agreed to.

Senate bill No. 108, entitled

A bill to amend section 1 of act number — of the session laws of 1861, being compiler's section 1741 of the compiled laws, approved March 15, 1871, entitled "An act to authorize boards of health to dispose of real estate,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Perrin,	
Andrus,	Edsell,	Morgan,	Rankin,	
Baxter,	Foote,	Morse,	Read,	
Breitung,	Freeman,	Nelson,	Redfield,	
Burleigh,	Hinchman,	Newcomb,	Waterbury,	
Burch,	Jenney,	Osborn,	Williams,	
Chamberlain,	Markey,	Packard,		27

NAYS.

0

The question being on agreeing to the title,

Mr. Jenney moved to amend the title so as to read as follows:

"A bill to amend compiler's section 1741 of the compiled laws of 1871, approved March 15, 1871, 'entitled an act to authorize boards of health to dispose of real estate;'"

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 188, entitled

A bill making appropriations for the State Reform School, for years 1877 and 1878;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Rankin,	
Andrus,	Edsell,	Morse,	Read,	
Baxter,	Foote,	Nelson,	Redfield,	
Breitung,	Freeman,	Newcomb,	Shoemaker,	
Burleigh,	Hinchman,	Osborn,	Waterbury,	
Burch,	Markey,	Packard,	Williams,	
Chamberlain,	McElroy,	Perrin,		27

NAYS.

0

Title agreed to.

On motion of Mr. Packard,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 191, entitled

A bill to amend section 2 of chapter 26, revised statutes of 1846, the same being section 1290, compiled laws of 1871, relating to encroachments on highways, etc;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Perrin,
Andrus,	Edsell,	Morgan,	Rankin,
Baxter,	Foote,	Morse,	Read,

Mr. Breitung,	Mr. Freeman,	Mr. Nelson,	Mr. Redfield,	
Burleigh,	Hinchman,	Newcomb,	Shoemaker,	
Burch,	Jenney,	Osborn,	Waterbury,	
Chamberlain,	Markey,	Packard,	Williams,	28
NAYS.				0

Title agreed to.

Senate bill No. 193, entitled

A bill to amend section 1 of chapter 72 of the revised statutes of 1846, being compiler's section 4420 of the compiled laws of 1871, in relation to payment of debts and legacies of deceased persons,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Rankin,	
Andrus,	Foote,	Nelson,	Read,	
Baxter,	Freeman,	Newcomb,	Redfield,	
Breitung,	Jenney,	Osborn,	Shoemaker,	
Burleigh,	Markey,	Packard,	Waterbury,	
Wm. Cook,	Morgan,	Perrin,	Williams,	24
NAYS.				0

Title agreed to.

Senate bill No. 199, entitled

A bill to amend section 1 of act No. 11, session laws of 1869, relative to interest falling due on written contracts;

Was read a third time, and pending the taking of the vote thereon,

Mr. Morse, a majority of the Senators consenting thereto, move to amend the bill by inserting in line 1, section 1, after "that," the following: "Section 1 of act No. 11 of the session laws of 1869, being;"

Which was agreed to.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Edsell,	Mr. McElroy,	Mr. Packard,	
Breitung,	Foote,	Morgan,	Perrin,	
Burleigh,	Freeman,	Morse,	Redfield,	
Burch,	Markey,	Osborn,	Williams,	14

NAYS.

Mr. Adair,	Mr. Jenney,	Mr. Rankin,	Mr. Shoemaker,	
Andrus,	Nelson,	Read,	Waterbury,	
Wm. Cook,	Newcomb,			10

Pending the announcement of the vote,

Mr. Read moved that Mr. Newcomb be excused from voting;

Which motion did not prevail.

Mr. Newcomb then voted as recorded above.

Mr. Morse moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter, Breitung, Burleigh, Burch, Edsell,	Mr. Foote, Freeman, Markey, McElroy, Morgan,	Mr. Morse, Nelson, Osborn, Packard, Perrin,	Mr. Redfield, Taylor, Tyler, Waterbury, Williams,	20
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NAYS.

Mr. Adair, Andrus, Chamberlain,	Mr. Wm. Cook, Hinchman, Jenney,	Mr. Newcomb, Rankin,	Mr. Reed, Shoemaker,	10
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The question being on agreeing to the title,

Mr. Morse moved to amend the title so as to read as follows:

"A bill to amend section 1637 of the compiled laws of 1871, relative to interest falling due on written contracts."

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 205, entitled

A bill relative to deeds and conveyances imperfectly acknowledged;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Breitung, Burleigh, Chamberlain, Edsell,	Mr. Foote, Freeman, Markey, McElroy, Morgan, Morse,	Mr. Nelson, Newcomb, Osborn, Packard, Perrin, Rankin,	Mr. Read, Redfield, Taylor, Waterbury, Williams,	23
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NAYS.

Mr. Burch,	Mr. Shoemaker,	2
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Title agreed to.

Senate bill No. 189, entitled

A bill to amend section 1 of an act entitled "An act to regulate proceedings by attachment against foreign corporations in certain cases," approved April 4, 1871, being compiler's section 5519 of the compiled laws of 1871;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Burch, Chamberlain,	Mr. Edsell, Foote, Freeman, Hinchman, Jenney, Markey, McElroy,	Mr. Morgan, Morse, Nelson, Osborn, Packard, Perrin, Rankin,	Mr. Read, Shoemaker, Taylor, Tyler, Waterbury, Williams,	27
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NAYS.

0

Title agreed to.

The President called the President *pro tem.* to the chair.

House bill No. 166 (printed No. 73), entitled

A bill to amend section 4 of chapter 163 of the compiled laws of 1871, being compiler's section 4548, relative to publication of notices of sales by executors ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Perrin,
Baxter,	Foote,	Morgan,	Rankin,
Breitung,	Freeman,	Morse,	Read,
Burleigh,	Hinchman,	Nelson,	Taylor,
Burch,	Jenney,	Osborn,	Waterbury,
Chamberlain,	Markey,	Packard,	Williams,

24

NAYS.

Mr. Andrus,	1
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Title agreed to.

House bill No. 124 (printed No. 82), entitled

A bill to amend section 86, of chapter 178, of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts ;

Was read a third time, and pending the taking of the vote thereon,

Mr. McElroy, a majority of the Senators consenting thereto, moved to amend the bill by inserting before "section 86," the figures (5334) ;

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,
Andrus,	Foote,	Morse,	Shoemaker,
Baxter,	Freeman,	Nelson,	Taylor,
Breitung,	Hinchman,	Osborn,	Tyler,
Burleigh,	Jenney,	Packard,	Waterbury,
Burch,	Markey,	Perrin,	Williams,
Chamberlain,	McElroy,	Rankin,	

27

NAYS.

0

*Title agreed to.

Senate bill No. 187, entitled

A bill to amend section 578 of the compiled laws of 1871, in reference to the duties of coroner,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Nelson,	Shoemaker,
Baxter,	Hinchman,	Osborn,	Taylor,
Breitung,	Jenney,	Packard,	Tyler,
Burleigh,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Williams,
Edsell,	Morgan,		

26

NAYS.

0

Title agreed to.

House bill No. 42 (printed No. 32), entitled

A bill to amend section 8 of chapter 206, being compiler's number 6567 of the compiled laws of 1871, relating to surrender of corporate rights;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,	
Baxter,	Freeman,	Morse,	Read,	
Breitung,	Hinchman,	Nelson,	Taylor,	
Burleigh,	Jenney,	Osborn,	Tyler,	
Chamberlain,	Markey,	Packard,	Williams,	
Edsell,	McElroy,	Perrin,		23

NAYS.

0

Title agreed to.

Senate bill No. 206, entitled,

A bill to amend section 9 of an act entitled "An act further to preserve the purity of elections and guard against the abuses of the elective franchise by a registration of the electors," approved February 14, 1859, being section 167 of the compiled laws of 1871;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,	
Baxter,	Freeman,	Morse,	Read,	
Breitung,	Hinchman,	Nelson,	Shoemaker,	
Burleigh,	Jenney,	Osborn,	Taylor,	
Chamberlain,	Markey,	Packard,	Tyler,	
Edsell,	McElroy,	Perrin,	Waterbury,	24

NAYS.

Mr. Andrus,	Mr. Burch,	Mr. Williams,	3
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Title agreed to.

The President resumed the chair.

House bill No. 39 (printed No. 79), entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, and 12 of chapter 67, being sections 2116, 2117, 2118, 2119, 2120, 2121, and 2127 of the compiled laws of 1871, relative to the destruction of wolves and other noxious animals,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Nelson,	Mr. Read,	
Baxter,	Hinchman,	Osborn,	Shoemaker,	
Breitung,	Jenney,	Packard,	Tyler,	
Burleigh,	Markey,	Perrin,	Waterbury,	
Chamberlain,	McElroy,	Rankin,	Williams,	
Foote,	Morse,			22

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Morgan,	3
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Title agreed to.

House bill No. 193 (printed No. 106), entitled

A bill to amend section 12 of an act entitled "An act to organize Union school district of the city of Alpena," approved April 4, 1873,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morse,	Mr. Rankin,
Baxter,	Hinchman,	Nelson,	Shoemaker,
Breitung,	Jenney,	Osborn,	Tyler,
Burleigh,	Markey,	Packard,	Waterbury,
Mr. Burch,	McElroy,	Perrin,	Williams,
Foote,	Morgan,		

22

NAYS.

Mr. Andrus,	Mr. Chamberlain,	Mr. Edsell,	Mr. Read,	4
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Title agreed to.

On motion of Mr. McElroy,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 125 (printed No. 219), entitled

A bill to amend section 11 of chapter 239, of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29, 1873, being section 7443 of the compiled laws of 1871, relative to fees of deputy sheriffs,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Edsell,	Mr. Markey,	Mr. Rankin,
Breitung,	Foote,	Morgan,	Read,
Burleigh,	Freeman,	Osborn,	Shoemaker,
Burch,	Jenney,	Perrin,	

15

NAYS.

Mr. Chamberlain,	Mr. Morse,	Mr. Redfield,	Mr. Waterbury,
Hinchman,	Nelson,	Tyler,	Williams,
McElroy,	Packard,		

10

Mr. Freeman moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Adair,

The bill was laid on the table.

Senate bill No. 211, entitled

A bill to define and limit the term of office of officers and commissioners, appointed by the governor, in cases not otherwise defined and limited,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Rankin,
Andrus,	Foote,	Morse,	Read,
Baxter,	Freeman,	Nelson,	Redfield,
Breitung,	Hinchman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Taylor,
Burch,	Markey,	Packard,	Tyler,

Mr. Chamberlain,	Mr. McElroy,	Mr. Perrin,	Mr. Waterbury,	
Wm. Cook,				29
NAYS.				0

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 173 (printed No. 109), entitled

A bill to amend section 1 of an act entitled "An act to regulate the manner of attaching unorganized territory to organized counties for judicial and municipal purposes," approved March 19, 1861, being compiler's section 450 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Read,	
Andrus,	Edsell,	Nelson,	Redfield,	
Baxter,	Foote,	Newcomb,	Shoemaker,	
Breitung,	Freeman,	Osborn,	Taylor,	
Burleigh,	Hinchman,	Packard,	Tyler,	
Burch,	Jenney,	Perrin,	Waterbury,	
Chamberlain,	Markey,	Rankin,	Williams,	28

NAYS.

Mr. Morse,		1
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Title agreed to.

Senate bill No. 164, entitled

A bill to amend section 7693 of the compiled laws of 1871, relative to offenses against chastity, morality, and decency,

Was read a third time, and pending the taking of the vote thereon,

Mr. Freeman moved that the further consideration of the bill be indefinitely postponed;

Which motion prevailed.

By unanimous consent the President announced the following:

COMMUNICATIONS FROM STATE OFFICERS.

STATE OF MICHIGAN, }
AUDITOR GENERAL'S OFFICE, }
Lansing, April 9, 1877.

HON. ALONZO SESSIONS, *President of the Senate:*

SIR,—In reply to a resolution of the Senate, adopted on the 5th inst., I have the honor to transmit a table showing the amounts charged to the several counties under the so-called five-year law, and the indebtedness of counties to the State remaining unpaid after the settlement in 1876, under section 1072, compiled laws. I have also included in the table, as having a bearing upon the subject of the resolution, a statement of the State tax lands remaining undisposed of after the sale of October, 1876, and of bids to the State at the same sale for taxes of 1875.

Very respectfully,

RALPH ELY,
Auditor General.

COUNTIES.	Amounts Charged to Counties under the Five Year Law.	Indebtedness to State remain- ing Unpaid after Settlement in 1876, under Sec. 1072, C.L.	Amount of State Tax L'ds remaining Un- sold, after sale of October 2, 1876.	Amount of Bids to State in October 1876, for Taxes of 1875.
Alcona.....	\$375 18	.....	\$17,492 53	\$7,615 21
Allegan.....	2,975 67	\$17,715 68	26,088 02	6,452 06
Alpena.....	1,745 89	.....	51,466 24	10,078 12
Antrim.....	74 06	.....	3,131 34	1,041 34
Baraga.....	.....	1,266 14	9,734 09	3,971 96
Barry.....	717 46	.....	2,556 47	665 43
Bay.....	3,433 68	.....	99,894 36	34,719 18
Benzie.....	247 28	.....	5,297 62	661 90
Berrien.....	5,092 36	6,849 37	20,736 75	5,875 23
Branch.....	520 06	.....	2,453 19	73 57
Calhoun.....	94 51	491 82	883 71	358 83
Cass.....	327 87	.....	4,535 78	126 06
Charlevoix.....	.....	.....	972 50	272 54
Cheboygan.....	870 64	.....	5,569 96	2,075 65
Chippewa.....	91 50	.....	7,498 39	2,194 74
Clare.....	2,567 23	.....	16,431 13	4,908 23
Clinton.....	1,875 76	.....	3,974 15	615 70
Delta.....	987 44	.....	15,699 18	5,798 70
Eaton.....	572 46	1,177 22	2,497 48	301 09
Emmet.....	.....	.....	571 80	1,189 25
Genesee.....	116 37	7,936 45	3,155 60	4,238 45
Gladwin.....	.....	.....	23,690 04	.....
Grand Traverse.....	857 96	.....	3,404 12	1,424 27
Grafton.....	1,317 87	.....	4,328 17	1,387 96
Hillsdale.....	290 60	.....	590 46	109 23
Houghton.....	12,113 96	.....	41,037 08	11,889 50
Huron.....	5,259 27	845 37	39,999 82	3,225 72
Ingham.....	279 81	11,797 39	7,897 02	4,325 38
Ionia.....	1,333 89	.....	674 05	179 97
Iosco.....	411 55	.....	57,583 42	17,968 74
Isabella.....	1,720 18	.....	29,054 11	5,539 72
Isle Royal.....	.....	.....	578 94	.....
Jackson.....	1,468 20	4,875 92	11,140 09	4,343 47
Kalamazoo.....	259 09	532 16	5,035 72	1,473 99
Kalkaska.....	58 19	.....	5,988 16	2,687 98
Kent.....	590 65	25,281 34	24,462 91	15,540 81
Keweenaw.....	234 13	.....	86,424 86	3,373 68
Lake.....	60 54	.....	11,477 47	4,821 58
Lapeer.....	718 21	3,948 14	6,018 83	5,636 18
Leelanaw.....	1,970 46	.....	3,505 92	1,709 35
Lenawee.....	3,178 58	1,629 84	7,069 32	1,528 53
Livingston.....	1,059 91	3,679 68	399 57	175 50
Mackinac.....	205 81	.....	5,238 43	2,309 92
Macomb.....	275 91	.....	.....	.....
Manistee.....	981 44	.....	15,336 20	3,315 25
Manitou.....	61 67	.....	5,522 57	518 02
Marquette.....	5,239 11	.....	26,367 25	27,964 85
Mason.....	537 36	.....	7,059 75	2,783 04
Mecosta.....	4,455 06	.....	24,792 93	7,866 26
Menominee.....	283 98	78 00	1,869 57	1,686 54
Midland.....	7,990 24	100 00	69,225 17	7,693 57
Missaukee.....	6 45	.....	15,245 84	4,522 09
Monroe.....	23,923 80	35,663 86	20,339 62	2,385 04
Montcalm.....	2,204 01	.....	13,788 19	7,874 02
Muskegon.....	3,559 28	16,068 52	33,215 24	11,720 01
Newaygo.....	4,217 90	.....	25,944 27	4,933 57
Oakland.....	124 90	.....	1,465 87	764 15
Oceana.....	3,553 74	.....	29,909 26	8,221 23
Ontonagon.....	24,961 81	.....	74,568 56	10,464 86
Osceola.....	590 17	.....	17,592 93	5,094 31
Osego.....	.....	.....	1,189 19	534 27
Ottawa.....	2,423 25	39,657 54	41,556 92	10,070 78
Presque Isle.....	2 99	.....	7,692 55	3,951 64
Roscommon.....	.....	5,989 12	14,959 84	2,378 62
Saginaw.....	26,572 06	34,845 64	146,453 33	26,522 45
Sanilac.....	16,982 08	.....	62,968 06	8,327 45
Schoolcraft.....	174 89	.....	12,928 73	7,590 37
Shiawassee.....	5,207 81	22,375 71	22,598 55	1,354 87
St. Clair.....	1,745 44	7,099 67	14,210 54	3,643 78
St. Joseph.....	.....	588 66	1,178 97	215 63
Tuscola.....	19,023 69	.....	74,980 06	8,328 60
Van Buren.....	1,447 19	4,254 17	13,200 26	5,673 90
Washtenaw.....	88 77	1,753 14	1,775 96	1,067 13
Wayne.....	11,723 75	11,526 49	26,986 29	7,212 26
Wexford.....	346 90	.....	10,913 29	2,148 96
Totals.....	\$226,615 61	\$274,901 45	\$1,482,577 61	\$377,596 07

The message was laid on the table.

On motion of Mr. Burleigh,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, April 10, 1877. }

To the Legislature:

A recent opinion of the Supreme Court in the case of the People *ex rel.* Ralph Ely, Auditor General, *vs.* the Board of Supervisors of Monroe county, has been informally laid before me, which appears to be of so much importance in its bearings on our system for the adjustment of delinquent taxes that I have deemed it matter requiring immediate legislative consideration, and have therefore felt it my duty to especially direct your attention to it. The principal points of adjudication are that the provisions of the act of 1869 heretofore in force, known as the "five-year law," are not retroactive, and therefore cannot be so applied as to permit the charging back to the counties any deficiency that had occurred preceding the passage of that act, on lands known as State tax lands, growing out of a loss between the sum for which the lands were originally bid off to the State and the amount finally realized therefor, and that so far as that law is concerned in sales which had taken place before its passage, the State must look to the land itself without recourse to the counties for reimbursement for any such deficiency which may have arisen. I do not understand that the scope of the decision goes further than this, or that it in any wise denies the application of the law of 1869 to adjustments made subsequent to the passage thereof, and while such law was in force. Neither do I take it that the court assumes that the Legislature have not power to provide for an adjustment by the counties of deficiencies which may have heretofore or shall hereafter take place by reason of such sales.

The scope of the decision, as I understand it, is limited to this: that the law of '69 in question does not relate to antecedent sales, and that, so far as such sales are concerned, the Legislature, if it intended to apply it thereto, should have expressly so declared.

But the effect of this adjudication, confining its operations within the precise limits I have defined, without further action on the part of the Legislature, will be to unsettle all the adjustments heretofore made with the several counties under that law, amounting in the aggregate to the large sum of \$225,-615.61.

This whole amount has been charged back for taxes that had accrued previous to 1869, the authorities of the State acting upon the understanding that the law of 1869 authorized and provided for it. Now, if the State must reimburse counties for the sum thus charged back, it is plain to be seen it will have a bur-

den imposed upon it which will at once weigh very heavily upon its finances. It seems to me, therefore, important that you speedily take some action that shall have the effect to prevent the continuance of such results. This, I apprehend, may be accomplished through either the re-enactment of the five-year law, or a law for a shorter term similar thereto, or the adoption of some means which shall leave the lands unsold on the sale books, and not credit the counties with the amount of the taxes until the same shall be collected, and thus save the State from the necessity hereafter of bidding off such lands, advancing the amount of taxes thereon, and holding them indefinitely without any prospect of realizing from them, as it is now obliged to do.

The accumulation of lands bid off to the State for taxes is already great and rapidly increasing, reaching in 1876 the enormous sum of \$1,462,977.61, and the rapidity with which the amount is growing under the present system is shown in the fact that in October last the bids for taxes of 1875 to the State aggregated \$377,596.07.

Now if the State is to bear this heavy load without any provision whatever for unloading, it becomes all important to inquire whether the lands thus forced upon it are of value sufficient to pay the taxes, and whether the title thus acquired by the State is of legal validity to enable it to maintain its lien upon the lands.

I understand that, in the case decided as well as in the total amount of these State tax land bids, a large proportion have been returned on account of extraordinary local assessments or drain taxes, where the amount of taxation was excessive, being nearly, if not quite, equal to the actual value of the land, and it is quite apparent that unless the "brakes" are speedily applied, in some direction, the State will have more ditches to pay for hereafter than it has heretofore. Many of these ditch tax lands, as well as most of the lands bid off by the State for other taxes, are abandoned and poor, many of them being almost worthless, and even if the title thus acquired were indisputable, it is doubtful whether the lands would ever bring near the amount of the taxes so imposed upon them. But the question of the validity of the titles is also an important one. It is a matter of common notoriety that in the great majority of tax cases which have arisen in this State the courts have held the tax titles worthless. Some of these decisions I believe to be based on a failure to comply with provisions in the tax laws that were really unnecessary and might have been omitted, and others from inharmonious provisions arising from the crude and hasty manner in which tax laws are often prepared.

This being the fact, the result would seem to be that the State is likely to carry a very heavy and constantly increasing amount of worthless assets, from year to year, without any remedy or means of ridding itself of the burden, and the consequence must inevitably be to materially affect its finances, and to impose upon the people at large the injustice of paying taxes for individuals and localities which properly and justly belong to certain localities to pay.

Besides I think it must be apparent that, under the operation of the system now in force, great temptation is held out to localities to value lands unfairly and unjustly, and to assess non-resident lands, barren lands, and stump lands at large sums, as well as to be careless and neglectful in the assessment and collection of taxes, as all the responsibility of caring for a deficiency is thrown upon the State, and no matter how large the tax may be upon poor lands, the locality realizes, in any event, its full share of the tax, leaving the State to make up the deficiency as best it can.

The whole subject seems to me to demonstrate the importance of taking early steps for a thorough revision of our tax system, as well as some provision for immediately preventing any further increase or accumulation of tax-lands of this character.

CHARLES M. CROSWELL.

By unanimous consent,

Mr. Redfield offered the following resolution :

Resolved. That the decision of the Supreme Court referred to in the communications of the Auditor General and the Governor, this day transmitted to the Senate, be published in connection therewith in the Journal ;

Which was adopted.

The following is the opinion :

The People, ex rel. Ralph Ely, Auditor General, vs. The Board of Supervisors of Monroe county.

The Auditor General applies for a mandamus to compel the county of Monroe to raise a State tax to refund to the State a balance struck against the county, which included among other things a loss on State tax lands sold for less than their cost, and also the amount of certain taxes, the collection of which was stayed by injunction. These two principal items are contested, together with certain smaller sums of interest. It is claimed that the act of 1869, whereby provision was made for charging back to the county the losses on State tax bids, can not be allowed to justify the charges in this case, and that the enjoined taxes were not lawfully charged back.

Both of these questions involve an inquiry into the theory and practice of State taxation, and the relative positions of State and county to each other in their financial dealings.

With some trifling exceptions, all county liability to the State must arise from State taxes for State purposes. It is only because these taxes are collected through the same processes with the local charges, that any mutual debts and credits can arise. The State laws prescribe the methods of assessment and the extent and manner of levying all these charges, the practical work being mostly done by neither State nor county, but by township officers, who make the valuations and apportion to each taxpayer his share of the burdens which they are required to lay upon the property on the rolls. As the validity of all the taxes chiefly depends on the regularity of the action of these subordinate officers, it is usually the case that a regular assessment will sustain the State tax, and that an irregular one will defeat it. The counties being the only municipal bodies directly communicating with the State, the responsibility for regularity is chiefly laid upon them ; and irregularly laid taxes may in general, if set aside, be charged back to the counties for reassessment in some form. But where taxes have been regularly assessed and returned, the responsibility of the counties is fulfilled, and they are discharged from further duties. No county has any means of compelling redress against township officers whose action is regular in form, whether honestly or dishonestly performed ; and the reason for imposing any duty on the counties is not based on the idea that they are able to regulate matters, but upon somewhat arbitrary rules of convenience to the State.

As each tax-roll directs specifically what taxes are to be collected of each taxpayer for State, county, and local purposes, if all the persons charged were residents, and possessed of tangible property, no great complications would be likely, and the moneys would be speedily collected and paid over at once where

they belong. But our laws are framed on the theory that a considerable number of taxpayers will not pay their taxes to the township collecting officer, and that both township and county, as well as State taxes, will have to be enforced by other agencies.

Assuming that all the taxes on every roll are presumptively of equal validity, the rule adopted has been to allow the town treasurer to retain the whole amount due to his office out of his collections, before requiring him to pay any money to the county treasurer; and in like manner to allow the county treasurer to retain enough to pay all county taxes before paying over any money to the State; so that when town and county taxes are thus satisfied, the whole balance belongs to the State and is enforced for the benefit of the State, although nominally including some State and township taxes in lieu of the same amount of State taxes collected and retained by township and county.

If the business has been regularly done, the taxes returned uncollected and the moneys paid over to the State at the proper return day will precisely balance the amount of State taxes laid against the county. If enough has not been collected to pay township and county taxes, then by the return the State becomes a debtor to the county for the deficiency, but the unpaid taxes all belong to the State. And in pursuance of this same theory, although returned taxes for State, county and town purposes are all charged with a high and uniform rate of interest, in the nature of a penalty for delay, only 10 per cent of this is allowed to the county for so much of the aggregate as is necessary to make good the county deficiency which the State is to assume, and all the rest belongs to the State. The county is charged with the State tax, and credited with all moneys paid by its treasurer, and all taxes returned unpaid. It has no further concern with, and no control over, any of the unpaid taxes on its own account; and if any of them are subsequently paid to the county treasurer, they belong to the State, and must be so accounted for.

There is but one case in which the county has any subsequent interest in the returned taxes. It is responsible to the State for their regularity, and in case any tax is found to be illegal, and set aside by the proper State authority in the manner pointed out by law, so that the State does not receive its amount, then it is charged back to the county as so much previously credited without consideration, and the county is bound to make it good.

Every dollar of taxes returned unpaid in due course of law, is a payment to the same extent of the debts due from the county to the State, and the law has always required annual statements and balances of accounts to be struck on this basis. Every tax legally set aside is charged as a new item of indebtedness; but until 1869 no provision was made for charging back any other items connected with taxes. The balances carried over from year to year, in accordance with this law, could only be charged to the extent of these specific deductions: for void taxes.

The tax sales have in all cases been regarded as interesting no one but the State; while usually made by the county treasurers, yet they make them under State authority; and unless they gave satisfactory bonds to the Auditor General the duties connected with the sales were performed by other persons employed by the Auditor General for that purpose. No funds could be received for bids, except such as were legally receivable at the State Treasury.

No county or county officer ever had authority to bid at the sales, or in any way to control them, except on behalf of the State. No parcel could be sold to a private bidder for less than the whole taxes and charges, and lands not purchased by private parties were required to be bid in for the State. Lands:

bid off by the State could be redeemed, like other lands, and if not redeemed were open to sale at the annual tax sales, and if not sold after five years they were no longer assessible until sold or discharged from the taxes.

In all these proceedings the State purchased and held in the same manner as individuals, and a State tax-bid transferred to a private purchaser was in his hands in all respects like a title bid off by himself originally. The tax was extinguished by the sale, and the title was good or bad according to its regularity.

In 1869 a statute was passed for revising the tax law, which contained in *section* 124 a direction that the lands remaining unsold for five years after they were bid off to the State should be sold for what they would bring, any excess over the amount charged against any parcel to be placed to the credit of the county in which such parcel of land may be situated; and if any parcel of land so offered shall be sold for less than the amount for which it was bid off to the State, then the proper county shall be charged with the difference between the sum for which such parcel was so sold and the amount for which it was originally bid off to the State; I., C. L., §1090. This section was repealed without any saving clause in 1875; L. 1875, p. 270.

It is claimed by relator that this section was retrospective, and the charges in controversy rest on that claim, which is disputed by the respondents, who also insist on its invalidity if so construed.

The statute of which the section formed a part was an independent and entire law, entitled: "*An act to provide for uniform assessment of property, and for the collection and return of taxes thereon.*" Any provision which would be of any use in carrying out taxation to its results in the complete disposal of property may in a certain sense be within such a title. But it would be going very far to hold that where taxes have been finally satisfied and the property bid off on a tax sale, a provision could be properly included which had no relation whatever to the collection of taxes, and only referred to the sale of a certain class of State tax lands which had been owned for many years and were to be disposed of at any price which they would bring. As a matter of future policy it might fairly be considered as a means of ultimate collection, by making the county a guarantor not only of the validity of the taxes, but also of the marketable value of the security. But its purpose, if retrospective, is different.

The law assumes that the tax sales have been valid, and that the county has, therefore, levied all the taxes it was required to levy, and that those have been satisfied by payment or sale. It assumes further, that the accounts have been adjusted on that theory, and that as to those taxes no debt exists against the county. The legal effect of the section, if retrospective, is that the State arbitrarily shifts off on the county its bad bargains in tax lands, and compels the county, not to take them at their cost, but to make up the deficiency arising on a sale by the State itself, and over which it has no control. And its result is to require those who have already paid their taxes to be taxed over again for the default of others, who may in turn have profited by their own default, in bidding in their lands for less than was levied against them.

It has already been held by this court that provisions in this same statute which made radical changes in the rights of parties should be treated as prospective. [Clark *vs.* Hall, 19 Mich., 356; Smith *vs.* Auditor General, 20 Mich., 398.] In both of those cases the title of the statute was regarded as evidently prospective. In most of its features the statute does not seriously differ from the laws it displaced, and would create no disturbance in pending proceedings. But where any section gave ground for changes which entirely revolutionize the old system in regard to the most important rights and liabili-

ties under tax sales, it could not be made applicable to proceedings which were no longer executory, without making its title very inappropriate, and bringing it within the mischiefs aimed at by the constitutional provision, which confines statutes to the purposes indicated by their titles.

Without considering the power of the Legislature to enact such provisions retrospectively, we think this section is not to be given such effect.

In regard to taxes charged because of injunctions, there is nothing in any tax law which allows any taxes to be so charged back until they have been rejected or held invalid by some competent authority. If the injunctions were issued under circumstances which left authority in the Auditor General to reject them for illegalities, and he actually rejected them for adequate causes, the fact that he did not wait for a decree would not be important. But no tax can legally be charged back until it has been set aside lawfully by some competent authority.

As to the interest charges complained of, we are unable, on the record, to discriminate the charges so as to know on what basis they are made up. Most of them, we suppose, depend on the matters already disposed of. We cannot discuss them without further light.

As the accounts will all have to be recast, this mandamus must be denied.

(Signed,)

J. V. CAMPBELL,
T. M. COOLEY,
ISAAC MARSTON,
B. F. GRAVES.

THIRD READING OF BILLS.

House bill No. 38 (printed No. 86), entitled

A bill to amend section 69 of the charter of the city of Owosso, approved February 15, 1859,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Read,
Andrus,	Edsell,	Morse,	Redfield,
Baxter,	Foote,	Nelson,	Shoemaker,
Breitung,	Freeman,	Newcomb,	Taylor,
Burleigh,	Hinchman,	Osborn,	Tyler,
Burch,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Williams, 28

NAYS.

0

Title agreed to.

On motion of Mr. McElroy,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 451 (printed No. 137), entitled

A bill to provide for the incorporation of reform club temperance societies within this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Andrus,	Foote,	Nelson,	Redfield,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burch,	Markey,	Packard,	Tyler,
Chamberlain,	McElroy,	Perrin,	Waterbury,
Wm. Cook,	Morgan,	Rankin,	Williams, 28

NAYS.

0

Title agreed to.

On motion of Mr. Perrin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 192 (printed No. 96), entitled

A bill to amend sections 4, 5, 29, and 50, of act No. 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section 57 of said act number 249, as amended by section 1 of act number 263, laws of 1873, approved April 22, 1873;

Was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Tyler,

The bill was laid on the table.

Senate bill No. 174, entitled

A bill to amend section 1 of act No. 197 of the session laws of 1873, entitled "An act to amend section 7435 of the compiled laws of 1871, relative to the salaries of judges of probate;" and also to amend section 2 of act No. 140 of the session laws of 1873, entitled "An act to amend sections 2 and 8 of an act entitled 'An act to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws of 1871, and to authorize the salaries of judges of probate,' approved February 15th, 1859, being sections 7436 and 7439 of the compiled laws of 1871; and also to amend section 7437, chapter 239, of the compiled laws of 1871, relative to the salaries of judges of probate.

Was read a third time, and pending the taking of the vote thereon,

Mr. Morse moved that the bill be laid on the table.

Mr. Waterbury called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Burleigh,	Mr. Foote,	Mr. Osborn,	Mr. Redfield,
Burch,	Nelson,	Packard,	Waterbury,
Edsell,			

9

NAYS.

Mr. Adair,	Mr. Freeman,	Mr. Morgan,	Mr. Read,
Andrus,	Hinchman,	Morse,	Shoemaker,
Baxter,	Jenney,	Newcomb,	Taylor,
Breitung,	Markey,	Perrin,	Tyler,
Chamberlain,	McElroy,	Rankin,	Williams,
Wm. Cook,			

21

Mr. Morse moved that the further consideration of the bill be indefinitely postponed;

Which motion did not prevail.

Mr. Burleigh moved that the bill be recommitted to the committee on State affairs;

Which motion did not prevail,

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Markey,	Mr. Perrin,	Mr. Shoemaker,
Hinchman,	McElroy,	Rankin,	Williams,
Jenney,	Newcomb,		

10

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Burleigh,	Foote,	Nelson,	Redfield,
Burch,	Freeman,	Osborn,	Tyler,
Chamberlain,	Morgan,	Packard,	Waterbury,
Wm. Cook,			

17

House joint resolution No. 9, entitled

Joint resolution asking Congress for an appropriation to construct a harbor at Menominee, which harbor is upon the dividing line between the States of Michigan and Wisconsin,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Perrin,
Andrus,	Edsell,	McElroy,	Rankin,
Baxter,	Foote,	Morse,	Redfield,
Breitung,	Freeman,	Newcomb,	Shoemaker,
Burleigh,	Hinchman,	Osborn,	Tyler,
Burch,	Jenney,	Packard,	Waterbury,
Chamberlain,			

25

NAYS.

0

Title and preamble agreed to.

House joint resolution No. 51 (printed No. 15), entitled,

Joint resolution asking Congress for an appropriation to construct a light-house at the mouth of Thunder Bay river, in the county of Alpena,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,
Baxter,	Foote,	Morgan,	read,
Breitung,	Freeman,	Morse,	Redfield,
Burleigh,	Hinchman,	Newcomb,	Shoemaker,
Burch,	Jenney,	Osborn,	Tyler,
Chamberlain,	Markey,	Perrin,	Waterbury,
Wm. Cook,			

25

NAYS.

0

Title and preamble agreed to.

Senate bill No. 207, entitled

A bill to amend "An act to authorize the formation of corporations for literary and scientific purposes," approved April 21, 1865, being chapter 112 of the compiled laws of 1871,

Was read a third time and not passed, a majority of the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Burleigh,	Mr. Hinchman,	Mr. Newcomb,	Mr. Shoemaker,	
Burch,	Jenney,	Osborn,	Waterbury,	
Wm. Cook,	Markey,	Rankin,	Williams,	
Freeman,	Nelson,	Read,		15

NAYS.

Mr. Adair,	Mr. Chamberlain,	Mr. McElroy,	Mr. Redfield,	
Andrus,	Edsell,	Morgan,	Tyler,	
Baxter,	Footo,	Packard,		11

House bill No. 96 (printed No. 49), entitled

A bill to amend section 1 of chapter 177, being compiler's section 5245 of the compiled laws of 1871, entitled "An act requiring judges of probate in certain cases to give notice to foreign consuls of an application for administration in the estate of deceased persons," approved March 18, 1865,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the bill by striking out in line 1 of recited section 5245 the word "that;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Rankin,	
Andrus,	Footo,	Nelson,	Redfield,	
Baxter,	Freeman,	Newcomb,	Tyler,	
Burleigh,	Hinchman,	Osborn,	Waterbury,	
Burch,	Jenney,	Packard,	Williams,	
Wm. Cook,	McElroy,	Perrin,		23

NAYS.

Mr. Chamberlain,	Mr. Markey,	Mr. Shoemaker,	3
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Mr. Freeman moved that the bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the Senators elect not voting therefor.

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order,

Mr. Morgan in the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 124, entitled

A bill to reorganize the thirteenth, nineteenth, and twenty-first judicial circuits, and to create the twenty-third circuit;

2. Senate bill No. 213, entitled

A bill to provide for the appointment of a State trespass agent;

3. Senate bill No. 204, entitled

A bill for the punishment of criminal offenses committed by convicts;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following :

4. Senate bill No. 39, entitled

A bill to provide for the reduction of the capital stock of corporations ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following :

5. Senate bill No. 137, entitled

A bill to prohibit the issue of free passes to judges of the supreme or circuit court and members of the legislature, on the railroads of this State ;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

F. E. MORGAN, *Chairman*.

Report accepted and committee discharged.

The fourth named bill was placed on the order of third reading.

On motion of Mr. Read,

The Senate concurred in the amendments made by the committee to the first, second, and third named bills, and the same were placed on the order of third reading.

Mr. Waterbury moved that the Senate concur in the action of the committee in striking out all after the enacting clause of the fifth named bill.

Mr. Burleigh called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Jenney,	Mr. Osborn,	Mr. Tayler,
Baxter,	Markey,	Packard,	Tyler,
Breitung,	Morgan,	Rankin,	Waterbury,
Burch,	Nelson,	Read,	Williams,
Chamberlain,	Newcomb	Redfield,	

19

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Hinchman,	Mr. Perrin,
Burleigh,	Foote,	McElroy,	Shoemaker,

3

On motion of Mr. Edsell,

The title and enacting clause of the bill were laid on the table.

On motion of Mr. Packard,

The Senate adjourned.

Lansing, Wednesday, April 11, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Clark.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Read: Petition of James A. Lee and 38 others, citizens of Cass county, for a stringent law to fix the rate of interest at 7 per cent;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 21 (printed No. 21), entitled

Joint resolution authorizing the board of State auditors to dispose of the surplus copies of the session laws, journals, and documents of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 26 (printed No. 20), entitled

Joint resolution for the better security of persons transacting business with the State Land Office, Secretary of State, and the Auditor General's Office, and to require from the Commissioner of the State Land Office, Secretary of State, and the Auditor General suitable bonds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committees on roads and bridges and federal relations, jointly:

The committees on roads and bridges and federal relations, jointly, to whom was referred

Senate bill No. 190, entitled

A bill to protect travel on public highways,

Respectfully report that they have had the same under consideration, and have directed their chairman to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and

that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. ADAIR,

Chairman Com. on Roads and Bridges.

WITTER J. BAXTER,

Chairman Com. on Federal Relations.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. McElroy,

The bill was ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House joint resolution No. 24 (printed No. 26), entitled

Joint resolution authorizing the Auditor General to correct certain certificates of tax sales issued to Merritt H. Waterman, and the records thereof, and of such sales;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committees on State affairs and appropriations and finance, jointly:

The committees on State affairs and appropriations and finance, to whom was referred

Senate joint resolution authorizing the appropriation of money to liquidate the indebtedness, and pay the salaries of the employes of the Michigan State Centennial Board of Managers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employes of the Michigan State Centennial Board of Managers,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ,

Chairman Committee on State Affairs.

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Andrus,

The Senate concurred in the adoption of the substitute reported for the joint resolution by the committee.

On motion of Mr. Andrus,

The joint resolution was ordered printed and laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 264 (printed No. 230), entitled

A bill to provide for the bringing of joint suits by fellow-workmen,

Which has passed the House by a majority vote of all the members elect,
 and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

MOTIONS AND RESOLUTIONS.

Mr. Read moved to take from the table the following :

House bill No. 179 (printed No. 102), entitled

A bill to amend section 16 of chapter 9 of the compiled laws of 1871, being compiler's number 446, relating to county buildings and furnishing same ;

Which motion prevailed.

On motion of Mr. Read,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Andrus moved to take from the table the following :

House bill No. 125 (printed No. 219), entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29, 1873, being section 7443 of the compiled laws of 1871, relative to fees of deputy sheriffs.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Shoemaker,	
Andrus,	Freeman,	Newcomb,	Taylor,	
Breitung,	Hinchman,	Packard,	Tyler,	
Burleigh,	Jenney,	Perrin,	Waterbury,	
Chamberlain,	Markey,	Rankin,	Wilcox,	
Wm. Cook,	Morgan,	Read,	Williams,	
Edsell,	Morse,	Redfield,		27

NAYS.

Mr. McElroy,	1
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Title agreed to.

On motion of Mr. Andrus,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Burleigh offered the following preamble and concurrent resolution :

Whereas, The Legislature has now been in session almost one hundred days ; and

Whereas, But little legislation of any practical use to the State has resulted therefrom ; and

Whereas, Each day's session of the Legislature costs the tax-payers of the State about five hundred dollars per day ; and

Whereas, There is a probability of the session continuing into the month of June unless some action be taken so as to shorten the same ; therefore,

Resolved (the House concurring), That from and after Friday, the 27th day of April, the two houses will transact no other business than for the President of the Senate and the Speaker of the House of Representatives to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the Clerk of the House, and that the time of final adjournment of this Legislature shall be on Wednesday the 3d day of May.

Mr. Baxter moved to amend the preamble and concurrent resolution by striking out the preamble,

Which motion prevailed.

Mr. McElroy moved to lay the concurrent resolution on the table.

Mr. McElroy called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,
Andrus,	Foote,	Morgan,	Read,
Baxter,	Freeman,	Morse,	Redfield,
Breitung,	Hinchman,	Newcomb,	Shoemaker,
Burch,	Jenney,	Osborn,	Waterbury,
Chamberlain,	Markey,	Packard,	Williams,
Wm. Cook,			

25

NAYS.

Mr. Burleigh,	Mr. Perrin,	Mr. Tyler,	Mr. Wilcox,
Nelson,	Taylor,		

6

Mr. Jenney moved to take from the table the title and enacting clause of House bill No. 147 (printed No. 90), entitled

A bill to amend section 29 of chapter 47 of the compiled laws of 1871, entitled "County Drain Law," being compiler's section 1773 ;

Which motion prevailed.

On motion of Mr. Jenney,

The title and enacting clause of the bill was referred to the special committee appointed by the President to consider Senate bill No. 62, which consists of Senators Baxter, Perrin and Foote.

Mr. Chamberlain offered the following resolution :

Resolved, That the Secretary be authorized to procure 300 additional copies of yesterday's journal for the use of the Senate ;

Which was adopted.

Mr. Shoemaker moved to reconsider the vote by which the Senate yesterday refused to pass

Senate bill No. 207, entitled

A bill to amend "An act to authorize the formation of corporations for literary and scientific purposes," approved April 21, 1865, being chapter 112 of the compiled laws of 1871 ;

Which motion prevailed.

The question being on the passage of the bill,

Pending the taking of the vote thereon,

Mr. Foote, a majority of the Senators consenting thereto, moved to amend the bill,

1. By striking out in line 2, section 9, the words, "shall not be liable to," and inserting in lieu thereof the word "no;"

2. By inserting after the word "incumbrance," in line 3, same section, the words, "given thereon shall be valid;"

Which was agreed to.

The bill was then passed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Hinchman,	Mr. Osborn,	Mr. Taylor,	
Burleigh,	Jenney,	Rankin,	Tyler,	
Chamberlain,	Markey,	Read,	Waterbury,	
Wm. Cook,	Nelson,	Redfield,	Wilcox,	
Foote,	Newcomb,	Shoemaker,	Williams,	
Freeman,				21

NAYS.

Mr. Adair,	Mr. McElroy,	Mr. Packard,	Mr. Perrin,	
Edsell,				5
Title agreed to.				

THIRD READING OF BILLS.

Senate bill No. 124, entitled

A bill to re-organize the thirteenth, nineteenth, and twenty-first judicial circuits, and to create the twenty-third circuit,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Breitung,	Mr. Wm. Cook,	Mr. Morse,	Mr. Taylor,	
Burleigh,	Freeman,	Redfield,	Tyler,	
Burch,	Jenney,	Shoemaker,	Williams,	12

NAYS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Rankin,	
Baxter,	Markey,	Osborn,	Read,	
Chamberlain,	McElroy,	Packard,	Waterbury,	
Edsell,	Nelson,	Perrin,	Wilcox,	
Foote,				17

Senate bill No. 213, entitled

A bill to provide for the appointment of a State trespass agent,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the bill

1. By striking out in line 1, section 1, the words "by and with the advice and consent of the board of control of the State swamp lands;"

2. By striking out in line 3 of same section the words "an experienced and discreet citizen to be denominated;"

3. By striking out the word "said," where it first occurs in line 7 of section 1, and inserting "the" in lieu thereof;

4. By inserting after the word "control," where it first occurs in line 7 of section 1, the words "of State swamp lands;"

5. By striking out in line 3 of section 9, the words "by and with the advice and consent of said board of control;"

Which amendments were agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Redfield,
Andrus,	Freeman,	Newcomb,	Shoemaker,
Baxter,	Hinchman,	Osborn,	Taylor,
Breitung,	Jenney,	Packard,	Tyler,
Burleigh,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Wilcox,
Wm. Cook,	Morse,	Read,	Williams,
Edsell,			

29

NAYS.

0

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 204, entitled

A bill for the punishment of criminal offenses committed by convicts,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. McElroy,	Mr. Osborn,	Mr. Redfield,
Baxter,	Morgan,	Packard,	Shoemaker,
Breitung,	Morse,	Perrin,	Taylor,
Burleigh,	Nelson,	Rankin,	Wilcox,
Chamberlain,	Newcomb,	Read,	Williams,
Wm. Cook,			

21

NAYS.

Mr. Adair,	Mr. Freeman,	Mr. Jenney,	Mr. Tyler,
Edsell,	Hinchman,	Markey,	Waterbury,
Foote,			

9

Title agreed to.

GENERAL ORDER.

On motion of Mr. Chamberlain,

The Senate went into committee of the whole on the general order,

Mr. Wilcox in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 106 (printed No. 145), entitled

A bill to provide for the better support of teachers' institutes, and to repeal sections 3789, 3790, and 3791 of the compiled laws of 1871;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:
2. Senate bill No. 195, entitled

A bill making appropriation for the Board of Fish Commissioners for the year 1877, and for the year 1878;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

E. R. WILCOX, *Chairman*.

Report accepted and committee discharged.

The second named bill was placed on the order of third reading.

Mr. Perrin moved that the Senate concur in the amendments made by the committee to the first named bill;

Which motion did not prevail.

On motion of Mr. Newcomb,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Shoemaker,
Baxter,	Foote,	Nelson,	Taylor,
Breitung,	Hinchman,	Newcomb,	Tyler,
Burleigh,	Jenney,	Packard,	Waterbury,
Burch,	Markey,	Perrin,	Wilcox,
Chamberlain,	McElroy,	Rankin,	Williams,
Wm. Cook,	Morgan,	Redfield,	
			27

NAYS.

0

Title agreed to.

On motion of Mr. Tyler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Morse,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2:00 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Mr. Andrus asked and obtained leave of absence for himself for the afternoon, on account of sickness.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the general order.

Mr. Wilcox in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 138, entitled

A bill to re-organize Union School District of the city of Flint,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

2. Senate bill No. 196, entitled

A bill for the relief of certain officers of the Tenth Regiment Michigan Volunteer Infantry;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. Senate bill No. 26, entitled

A bill to provide for a uniformity of text books in primary and graded schools;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following:

4. Senate bill No. 209, entitled

A bill to amend act No. 138, approved April 27th, 1875, being "An act to amend sections 1, 2, and 3 of chapter 65 of an act entitled 'An act to authorize dissection in certain cases for the advancement of science, being sections 2110, 2111, and 2112 of the compiled laws of 1871;'"

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate, and ask leave to sit again.

E. R. WILCOX, *Chairman*.

Report accepted and committee discharged.

The second named bill was placed on the order of third reading.

On motion of Mr. Tyler,

The Senate concurred in the amendments made by the committee.

to the first named bill, and the same was placed on the order of third reading.

Mr. Baxter moved that the Senate concur in the action of the committee in striking out all after the enacting clause in the third named bill;

Mr. Perrin called for the yeas and nays.

The action of the committee was then concurred in, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Osborn,
Baxter,	Wm. Cook,	Morgan,	Packard,
Breitung,	Edsell,	Nelson,	Rankin,
Burleigh,	Foote,	Newcomb,	Williams,
Burch,	Hinchman,		

18

NAYS.

Mr. Jenney,	Mr. Perrin,	Mr. Taylor,	Mr. Waterbury,
McElroy,	Read,	Tyler,	Wilcox,
Morse,	Shoemaker,		

10

Pending the announcement of the vote,
Mr. Perrin moved that Mr. Newcomb be excused from voting;
Which motion did not prevail.
Mr. Newcomb then voted as recorded above.
Pending the announcement of the vote,
Mr. Read moved that Mr. Edsell be excused from voting;
Which motion did not prevail.
Mr. Edsell then voted as recorded above.
On motion of Mr. Perrin,
The title and enacting clause of the bill were laid on the table.
On motion of Mr. Burch,
Leave was granted the committee to sit again for the consideration of the fourth named bill.
On motion of Mr. Taylor,
The Senate adjourned.

Lansing, Thursday, April 12, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.
Prayer by the Rev. Mr. Wilkins.
Roll called: a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Waterbury: Petition of Dr. G. C. Vincent and others, of Deckerville, for additional appropriations for the Homeopathic Medical College at Ann Arbor;

Referred to the committee on University.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 191 (printed No. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto to stand as section two of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was recommitted

Senate bill No. 198, entitled

A bill to ratify and confirm the action of the Board of Control of Railroads of the State of Michigan, and of the Governor of the State of Michigan, in disposing of and conveying certain lands for railroad purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Tyler,

The Senate concurred in the amendment made to the bill by the committee.

On motion of Mr. Perrin,

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was recommitted

Senate bill No. 202, entitled

A bill to provide for the establishment, government, and control of union work-houses and alms-houses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Newcomb,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools :

The committee on education and public schools, to whom was re-referred

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute," approved February 25, 1861, approved March 2, 1865,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Wm. Cook,

The bill was placed on the order of third reading.

By the committee on public lands :

The committee on public lands, to whom was referred

House joint resolution No. 13 (printed No. 4), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Geo. Dayton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendment made to the joint resolution by the committee.

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 11, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 67, entitled

A bill to detach the county of Barry from the Seventeenth Judicial Circuit, and attach the same to the Twentieth Judicial Circuit,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 597 (printed No. 140), entitled

A bill to amend section 2009 of the compiled laws of 1871, being section 1 of the revised statutes of 1846 ;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 11, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following joint resolution :

Senate manuscript joint resolution, entitled

Joint resolution authorizing the Board of Inspectors of the Michigan State Prison to settle with H. G. Filkins and Robert L. Crane, and with their sureties,

And to inform the Senate that the House not only failed to pass the same, but that the question of reconsideration was tabled, thereby placing it beyond their reach to take further action as to the subject in the present form.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The message was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Tyler moved to take from the table the following :

House bill No. 192 (printed No. 96), entitled

A bill to amend sections 4, 5, 29, and 50, of act number 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section 57 of said act number 249, as amended by section 1 of act number 263, laws of 1873, approved April 22, 1873 ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

Mr. Tyler, a majority of the Senators consenting thereto, moved to amend the bill by inserting in section 4, line 9, after the word "qualified" the words "from and after the first Monday in April, 1878 ;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Baxter,	Foote,	Morse,	Redfield,	
Breitung,	Freeman,	Newcomb,	Shoemaker,	
Burleigh,	Hinchman,	Osborn,	Taylor,	
Burch,	Jenney,	Packard,	Tyler,	
Chamberlain,	Markey,	Perrin,	Waterbury,	
Wm. Cook,	McElroy,	Rankin,	Wilcox,	28

NAYS.

Title agreed to.

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On motion of Mr. Tyler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

Senate bill No. 39, entitled

A bill to provide for the reduction of the capital stock of corporations,

Was read a third time, and pending the taking of the vote thereon,

Mr. Hinchman, a majority of the Senators consenting thereto, moved to

amend the bill by striking out all of section 1, and inserting in lieu thereof the following:

SECTION 1. *The People of the State of Michigan enact*: That any corporation organized under the laws of this State shall have power to reduce the amount of its capital stock by a vote of the stockholders, owning two-thirds of its capital stock, to any sum not below the amount required by the law under which such corporation is organized: *Provided*, That no part of the assets or capital stock shall be divided or paid to stockholders until after all indebtedness of the corporation at the time of the reduction shall have been paid.

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Perrin,	
Andrus,	Edsell,	McElroy,	Rankin,	
Baxter,	Foote,	Morgan,	Read,	
Breitung,	Freeman,	Morse,	Redfield,	
Burleigh,	Hinchman,	Osborn,	Wilcox,	
Chamberlain,	Jenney,	Packard,	Williams,	24

NAYS.

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Title agreed to.

Senate bill No. 195, entitled

A bill making appropriation for the Board of Fish Commissioners for the year 1877 and the year 1878,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Rankin,	
Baxter,	Foote,	Morgan,	Read,	
Breitung,	Hinchman,	Morse,	Redfield,	
Burleigh,	Jenney,	Nelson,	Tyler,	
Chamberlain,	Markey,	Newcomb,		19

NAYS.

Mr. Andrus,	Mr. Freeman,	Mr. Perrin,	Mr. Taylor,	
Edsell,	Packard,	Shoemaker,	Waterbury,	8

Title agreed to.

Senate bill No. 196, entitled

A bill for the relief of certain officers of the Tenth Regiment Michigan Volunteer Infantry,

Was read a third time, and pending the taking of the vote thereon,

Mr. Morse moved that the same be recommitted to the committee on military affairs,

Which motion prevailed.

Senate bill No. 138, entitled

A bill to reorganize Union School District of the city of Flint,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Nelson,	Redfield,

Mr. Baxter,	Mr. Hinchman,	Mr. Newcomb,	Mr. Shoemaker,	
Breitung,	Jenney,	Osborn,	Taylor,	
Burleigh,	Markey,	Packard,	Tyler,	
Burch,	McElroy,	Perrin,	Waterbury,	
Edsell,	Morgan,	Rankin,	Wilcox,	28

NAYS.

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The question being on agreeing to the title,

Mr. Rankin moved to amend the title by adding thereto the words:

“And to repeal act No. 309 of the laws of 1867, act No. 375 of the laws of 1871, and act No. 22 of the laws of 1872,”

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Rankin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25th, 1861, approved March 2, 1865;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Rankin,	
Andrus,	Freeman,	Nelson,	Redfield,	
Baxter,	Hinchman,	Newcomb,	Taylor,	
Breitung,	Jenney,	Osborn,	Tyler,	
Burleigh,	Markey,	Packard,	Waterbury,	
Burch,	McElroy,	Perrin,	Wilcox,	
Edsell,	Morgan,			26

NAYS.

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Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Adair,

The Senate went into committee of the whole on the general order.

Mr. Waterbury in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

1. Senate bill No. 198, entitled

A bill to ratify and confirm the action of the Board of Control of railroads of the State of Michigan, and of the Governor of the State of Michigan, in disposing of and conveying certain lands for railroad purposes;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. Senate bill 77, entitled

A bill to prevent betting upon the result of any political nomination, appointment, or election ;

3. Senate bill No. 210, entitled

A bill to amend act No. 140 of the session laws of 1875, approved April 28, 1875, relative to establishing water-courses, and locating ditches or drains ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following :

4. Senate bill No. 209, entitled

A bill to amend act No. 138, approved April 27th, 1875, being "An act to amend sections 1, 2, and 3 of chapter 65 of an act entitled 'An act to authorize dissection in certain cases for the advancement of science, being sections 2110, 2111, and 2112 of the compiled laws of 1871 ;'"

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

J. C. WATERBURY, *Chairman.*

Report accepted and committee discharged.

The first named bill was placed on the order of third reading.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the second and third named bills, and the same were placed on the order of third reading.

On motion of Mr. Osborn,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the fourth named bill.

Mr. Burleigh moved that all further consideration of the title and enacting clause of the bill be indefinitely postponed ;

Which motion prevailed.

On motion of Mr. Perrin,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

Mr. Taylor asked and obtained leave of absence for Mr. Morse for the afternoon.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Read,

The Senate went into committee of the whole on the general order,

Mr. Read in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

1. House bill No. 339 (printed No. 168), entitled

A bill to compel the Detroit and Saline Plank Road Company to construct a fence protecting travelers upon said road along the River Rouge;

2. House bill No. 249 (printed No. 169), entitled

A bill to amend section 5, of chapter 26, of the compiled laws of 1871, being compiler's section 1256, relative to highways;

3. House bill No. 363 (printed No. 159), entitled

A bill to amend sections 1692 and 1693, chapter 46 of compiled laws of 1871, relative to boards of health and health officers in townships;

4. House bill No. 153 (printed No. 153), entitled

A bill to define the boundaries of Menominee county;

5. House bill No. 224 (printed No. 111), entitled

A bill to amend section 13, chapter 151, being compiler's section 4281, of the compiled laws of 1871, relative to estates in dower;

6. House bill No. 199 (printed No. 120), entitled

A bill to repeal act No. 168 of the session laws of 1873, entitled "An act to provide for the custody and safe keeping of persons who are tried for murder and other high crimes, and who are acquitted by reason of insanity," approved April 25, 1873;

7. House bill No. 172 (printed No. 133), entitled

A bill to amend sections 3 and 14 of act number 82 of the session laws of 1873, approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter 97 of the compiled laws of 1871, and also act 94 of the session laws of 1871," approved April 12, 1871;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

The committee of the whole have also had under consideration the following:

8. Senate bill No. 30, entitled

A bill to authorize the formation of land companies;

9. Senate bill No. 214, entitled

A bill to amend section 3 of act number 260 of the session laws of 1865, entitled "An act to organize union school district of the city of Saginaw;

10. Senate bill No. 152, entitled

A bill to make it optional with townships to alter their system of repairing highways;

11. Senate bill No. 2, entitled

A bill to revise the laws providing for the incorporation of companies for mining, smelting, or manufacturing iron, copper, silver, mineral coal, and other ores, or minerals, and to fix the duties and liabilities of such corporations,

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, and seventh named bills were placed on the order of third reading.

On motion of Mr. Burleigh,

The Senate concurred in the amendments made by the committee to the eighth, ninth, tenth, and eleventh named bills; and the eighth, ninth, and tenth named bills were placed on the order of third reading.

On motion of Mr. McElroy,
The eleventh named bill was referred to the committee on the judiciary.
Mr. Nelson asked and obtained an indefinite leave of absence for himself.
On motion of Mr. Burleigh,
The Senate adjourned.

Lansing, Friday, April 13, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.
Roll called: a quorum present.
Mr. Markey asked and obtained leave of absence for himself until Monday.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to authorize the East Saginaw, Vassar and Sanilac Plank Road Company to discontinue certain portions of said road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted

Senate bill No. 181, entitled

A bill to amend sections 1, 2, and 3 of an act entitled "An act for the protection of land and to punish the cutting and carrying away of timber therefrom," approved March 27, 1867, being compiler's sections 7612, 7613, and 7614 of the compiled laws of 1871;

Respectfully report that they have had the same under consideration, and a majority of the committee have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Freeman,

The Senate concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Rankin,
Andrus,	Edsell,	Morse,	Read,
Baxter,	Freeman,	Newcomb,	Redfield,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Packard,	Wilcox,
Burch,	Markey,	Perrin,	Williams,
Chamberlain,			

25

NAYS.

Mr. Foote, Mr. Tyler, 2

Title agreed to.

By the committee on State Reform School:

The committee on State Reform School, to whom was referred

House bill No. 254 (printed No. 118), entitled

A bill to amend sections 10 and 12 of chapter 268, of the compiled laws of 1871, being compiler's sections 8135 and 8137, relative to the State Reform School,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Newcomb,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committees on appropriations and finance and State House of Correction, jointly:

The committees on appropriations and finance and State House of Correction, to whom was referred

House bill No. 149 (printed No. 70), entitled

A bill to provide for the completion and furnishing of "The State House of Correction," at Ionia, and to make an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed their chairmen to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

C. D. NELSON,

Chairman Committee on State House of Correction.

Report accepted and committees discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committees.

On motion of Mr. Newcomb,

The bill was placed on the order of third reading.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to further preserve the purity of elections, and guard against abuses of the elective franchise by providing for the identification of the ballots of unqualified voters in certain cases, and to amend section 59 of the compiled laws of 1871, relating to holding general and special elections ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to amend section No. 2094 of the compiled laws of 1871, relating to killing and destruction of quail ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Waterbury,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads :

The committee on railroads, to whom were referred many numerous signed petitions, from all sections of the State, praying that the charters of all railroad companies in this State, operated under special charters, be repealed ; that all railroad companies be compelled to organize under the general railroad law, and that the general railroad law be so amended as to require all roads to establish uniform maximum rates according to the distance of transportation for carrying all produce and merchandise over their lines ; also, the memorial of H. O. Lewis, relative to defective accommodations provided for public travel by the Lake Shore & Michigan Southern Railroad,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate. The very large number of petitions, coming as they do from all sections of the State ; the character, standing, influence and general intelligence of the petitioners, and the apparent firm conviction of the existence of the evils and wrongs complained of, and of the full power of the Legislature to remedy the evils and redress the supposed wrongs ; and the equally apparent conviction that under present laws there is no remedy or redress, are considerations which have led your committee to a very careful examination,

First—As to the existence of the evils and wrongs complained of ;

Second—As to the remedies provided under existing laws ;

Third—As to the power and policy of the Legislature granting the specific prayer of the memorials and petitions.

After full examination and consideration, your committee, while finding much real cause of complaint, are forced to the conviction that the memorials and petitions are based upon a very general misapprehension of the facts, and of the law applicable thereto.

This is not at all surprising, when we consider, that however well informed persons may be on subjects and matters with which their habits of life and business have made them familiar, these same persons may be entirely without any just basis on which to found a judgment as to proper and remunerative rates of freight charged by railroad corporations, of whose capital employed, expenses of operating, and repairs, etc., they have no accurate knowledge, and perhaps no very adequate conception.

Grave and doubtful questions of law are entirely ignored, and positions assumed as settled and undisputed upon which lawyers and judges would hesitate to act without very careful examination.

These petitions and memorials all assume that the charters of certain railroad companies have expired, and may now be unconditionally repealed. The assumption your committee believe to be unsound, and unwarranted as a legal proposition, and mischievous in its influence as to encouraging a course of legislation that must prove most disastrous to the business interests of the State.

The petitions assume, and recite as an undisputable proposition, that the railroad corporations of the State, and especially the chartered companies, combining their immense wealth and influence, have formed monopolies, inimical to the interests of the people, making great injury to both producer and consumer. While such may be the tendency of combined wealth, your committee have sought in vain for any evidence of such action on the part of the railroad companies in this State. On the contrary, your committee believe that a careful inquiry into the real facts, an examination of the reports of the railroad companies, and of the reports of the Railroad Commissioner of this State; a comparison of the rates of freight charged by any of the companies in this State with rates charged in other States, even where legislative interference has been carried to an extent absolutely ruinous to railroad companies, will entirely disabuse any candid, fair-minded man of any such impression.

The petitioners assume and state as an undisputed proposition, that the chartered railroad companies in this State have been and are charging *enormous* and *unjust* rates of freight. Those who make this charge no doubt believe what they assert, but they cannot have examined the laws regulating the rates of freight, which these roads may charge, nor can they have examined and fully informed themselves as to the rates actually charged, and compared them with rates of freight charged by other roads in this State, or with rates charged by railroads in other States.

Such an examination into the facts will, we are fully persuaded, satisfy these petitioners that these chartered roads are not only charging rates of freight, both for *local* and *through* freight, from *non-competing* as well as from *competing points*, much *below those authorized by their charters*, but also much *below rates* charged for like services by the railroads organized under the general railroad law; and below rates charged for like services in *many* if not in *all* other States in the Union. It is true that *less rates* of freight are charged between points, or from points where there are competing lines; but of this, other places where there are no competing lines, have no just ground of complaint, so long as they are not charged unjust or exorbitant rates.

This very charge that larger rates are exacted from points where there are no competing lines, than from other points more favored in this respect, disproves, or is repugnant to the charge that they *combine* to exact exorbitant rates.

The reports of the Rail Road Commissioner of this State, and of other States, furnish much valuable information on these questions, and if they were more generally read, and more carefully studied, complaints of exorbitant charges for freight would be much less frequent than now, and when made, would not be general, but would be so specific as to direct the attention of the proper authorities to each particular case, and the proper remedy might and no doubt would be at once applied.

The petitioners assumed that the Legislature has the power to compel the chartered companies to organize under the general rail road law, and ask for a law to that effect. It seems to your committee unnecessary to devote any time in attempting to disprove this proposition, but we will refer to it again in this report.

The petitioners assumed that it would be *wise* and *practicable* to establish *uniform maximum* rates of freight according to distance of transportation, without regard to character or cost of road and equipments.

Such a policy would, in the opinion of your committee, be very unwise if not impracticable, and would result in serious injury to the business interests of both producer and consumer.

All the questions involved in the memorials and petitions referred to your committee, have been so fully and ably treated in the late report of the Commissioner of Railroads of this State, that your committee would rest satisfied with a reference to that report, as embodying their general views on these matters, were it not for the hope that by some further and fuller notice they may be able to dispel some doubts, to allay some prejudices, to satisfy some who may have great cause of complaint, that they have, under present laws, if not a full, at least a partial remedy, and to secure sympathy and co-operation, instead of discord and strife between these railroad corporations and the great farming and mechanical interests of the State—the producers and consumers—whose common object and united effort should be, to build up and not to pull down; to restore to vigor and prosperity and not to paralyze all the great commercial, manufacturing and producing interests of the State. All parties will readily concede the fact that in the general prostration of business, in the general shrinkages of real as well as nominal values, and the depreciation of all kinds of property, no one interest has more generally nor more severely suffered than the railroad interests; and yet, while all concede these facts, there are circumstances connected with such corporations, rendering them more open to *unfounded prejudice*, unjustifiable assaults and unreasonable attacks than almost any other business interest. The disposition to complain of and find fault with corporations employing a large amount of capital, especially with railroad corporations, about the cost of construction, and expense of operating, while people in general have but little knowledge, and the capital employed in such corporations being largely furnished by non-residents, has of late years become epidemic.

The want of general and accurate knowledge on the subject, the magnitude of the interests involved, and the non-residence of the parties interested, the actual and gross abuse of corporate privileges, and the disregard of individual rights of the people in general, and of the stockholders on the part of a few who have managed to obtain control of some well known railroads, have all been seized upon and been made use of, not to correct real evils, but to engen-

der suspicion, to excite prejudice, to arouse passion, to divide communities into parties dependent upon profession or occupation, and to secure hasty, inconsiderate and unwise class legislation. Any man, and any set of men who would make use of a popular delusion or popular prejudice to build up one interest at the expense of another equally valuable interest, to elevate one class or set of men by the degradation of another class or set of men, to attain temporary advantage for one branch of industry at the expense of permanent injury to another and equally valuable branch of industry; to secure temporary personal advantage, position or power by catering to popular passions and popular delusions, do themselves a wrong, the people a wrong, the State a wrong, which it will require years to remedy.

While other western States have suffered severely from this epidemic distrust of all railroad corporations, resulting in hasty and ill-advised legislative action, which subsequent legislatures have been compelled as hastily to reverse, our own State has hitherto been comparatively free from any such distempered public opinion. It is earnestly to be hoped that the present apparent tendency to such distempered opinion, as indicated by the recitals in the memorials and petitions under consideration, may be speedily corrected, that the good, sound, common sense and wisdom of letting *well enough* alone, and of avoiding the calamities brought upon sister States by unwise legislative interference with particular business interests; by legislative enactments which subsequent legislatures have made haste to repeal, will secure on the part of this legislature such considerate and conservative action as shall remedy any real wrong, dispel prejudice as to imaginary ones, secure harmonious and united effort of all business interests, to build up and not to pull down; invite capital into and not drive it from the State, and secure from all the people, if not in the immediate present, certainly in the not distant future, a verdict of "well done."

The impression is very prevalent, especially among those whose reading and information, however full and extensive on some subjects, has not led them particularly to consider and examine the cost of constructing and operating railroads, that these railroad companies are all, or nearly all, immense monopolies, managed and used for the sole purpose of dishonest gains, enabled by the enormous amount of their associated capital to grind the poor, oppress and ruin the producer and the consumer, and gather the entire wealth of the country into their overflowing coffers; and this, too, while the evidence is open to all who will not persistently and voluntarily shut their eyes and stop their ears, and do violence to their common sense, that not one single railroad corporation in the State of Michigan is at present making a reasonable return of interest on the actual, *not nominal*, capital invested; a large majority of the railroad companies not paying a cent to stockholders, and only a small per centage of interest to bondholders, and railroads representing many millions of capital actually bankrupt and in the hands of receivers. The fact that now and then a director, a president, a manager, becomes a railroad king and individually very wealthy, by using his opportunities to draw the life-blood from the corporation over which he has secured control, is regarded as evidence of the enormous gains of such corporations. Such instances are much less common than is *generally* supposed, and for every single wealthy railroad wrecker king there are thousands of honest, earnest, able, hard-working railroad managers, directors and presidents, who have sunk their own private fortunes in an unavailing effort to sustain the corporations under their management from ruin, from the stringency of the times, ruinous competition, or unfriendly legislation.

Your committee are fully aware of the tendency of corporations, employing a large amount of associated capital, to assume unwarranted powers, to evade just restraints and burdens, and to disregard the rights and interests of those who are powerless to enforce them. Constant scrutiny and oversight should be maintained by the Legislature and the officers of the State, and where wrongs are committed, they should be redressed; when evils exist they should be remedied,—and your committee would be the last to palliate any such wrongs, or to hesitate in recommending suitable legislation to remedy such evils. While there are railroads in this State who do not in all instances furnish suitable accommodation for passengers and freight; others which make an unreasonable distinction in freights from different points; others still not in a suitable and safe condition, and not properly fenced; for all these evils and wrongs the present laws afford ample remedies, and points out specific modes of relief; and your committee are aware of nothing of this kind requiring present or further legislative interference.

The Commissioner of Railroads is charged with the duty, among other things, of seeing that railroad companies do not infringe their charters. If complaint is made to him of such infringement we have no reason to suppose he will not promptly and faithfully institute the necessary inquiries and see that the matter complained of is remedied or redressed. Again, under the charters and the general laws, any individual who suffers at the hands of any such corporation, by any violation of the law under which it is organized, may secure ample redress. If any individual is charged exorbitant rates of freight it is a violation of the charter, and the remedy is in his own hands.

If any undue preference is given to persons or places in transportation of property, it is in violation of charter or general laws, and the individual injured has the remedy in his own hands. Proper and suitable facilities for passengers, and freight, are required by charters or by general laws to be furnished at all stations. If this is not done the person aggrieved has the remedy in his own hands. A uniform maximum rate per mile for passengers or freight is not, in the opinion of your committee, desirable. Maximum passenger rates are fixed in the charters of chartered companies, and also under the general laws. The practical operation of this fixed rate is often such as to strongly call for legislative modification. On the longer roads, the charges are often below the maximum rate, and passenger trains are run with profit. On many roads, the maximum rate will not meet the actual expense of passenger trains, and in consequence such trains are taken off, and passengers are compelled to travel in a passenger coach attached to freight trains. It would be manifestly unjust to compel railroad companies to run passenger trains at actual loss. Passengers would be glad to pay larger fares to secure more rapid transit, as the gain in time would more than compensate for the increased expense, but the law fixing the maximum rate deprives the rail road companies of the power to afford the accommodation. The impracticability and unadvisability of establishing uniform maximum rates of freight by law, hardly seems to require argument or illustration. The length of haul, the cost and character of the road,—the grades and curves, and other matters, enter so largely into the actual cost to the company of transportation, and these vary so widely that any maximum rate which would be just, and would only be a reasonable compensation on some roads, would be an extortionate over-charge on others. This whole matter is so ably set forth in a late report of the Railroad Commissioner, that we shall content ourselves by referring to it as fully meeting our views on the subject.

While railroad companies should be subjected to careful scrutiny and control, your committee would most earnestly deprecate unfriendly legislation. To the railroad companies, while they have built and operated their roads for their own purposes, and in anticipation of profits and gains to accrue to themselves, the people of the State of Michigan are largely indebted for the settlement, development, and material wealth and prosperity of the State. They have opened up the State to settlement and cultivation, increased immensely the value of the lands, furnished cheap and speedy transportation for persons and property all over the State, built up cities and villages throughout the length and breadth of the State, brought in and expended millions of money from other States, and from foreign lands, and greatly aided in giving to our State its present position as one of the foremost States in the American union. Until the present year there has never been manifested to any considerable extent an unfriendly, or antagonistic feeling towards these corporations on the part of the people, or a disposition on the part of the legislature, to cripple them in their legitimate business or to impair the safety of the capital invested by unfriendly legislation. Your committee believe these companies have merited, and still as a rule merit, the confidence and consideration with which they have hitherto been treated.

It is strenuously urged that all companies should be compelled to organize under the general law. While it might be very desirable to have all railroad companies organized under the same law, we must bear in mind the fact that no legislation can compel the organization of a single company. If the general railroad law is such as to offer inducements for capital to seek investments under it, they will be made. If not, it will seek investment elsewhere. If the charter of every railroad company in the State might be unconditionally repealed to-day, and this Legislature were unwise enough to repeal them, it would virtually say to these companies: "Organize under the general law, or cease to exist;" but there its power would end. It could kill, but it could not infuse new life. With the temper of the people as manifested in these petitions and memorials, and the temper of the Legislature as manifested by the bills introduced, on the subject of railroad legislation, it may be doubtful whether any considerable amount of foreign capital will be likely to seek investment under our general railroad law, when, at any moment, stimulated by memorials and petitions like those under consideration, by an act of unfriendly legislation, the general law might be so altered, amended or repealed as to wipe out the capital invested.

The opinion of your committee as to the power of the Legislature to repeal certain railroad charters has already been fully expressed in a former report, and we have seen no reason to change the opinion then expressed.

We are fully satisfied that a repeal of such charters would be not only unwise, but that any law repealing them without at the same time providing for ascertaining and paying the damages to the company by reason of such repeal, according to the charter provisions, would be null and void, and would be so declared by the courts. In consideration of the wise policy heretofore pursued by this State in relation to railroads and railroad interests; in consideration of the great benefits secured to the State by the construction of such railroads; in consideration of the encouragement given by all previous legislation in the State for the investment of capital in these enterprises and of the growth and development of the State by reason of such investments; in consideration of the good name of the State, which would be seriously impaired by any seeming want of good faith in the observance of contracts, and by the passage of any laws estab-

lishing one rule of action for business carried on by private persons, and a different rule for a like business carried on by corporations,—one measure of damages for accidents, injuries, or breaches of contract for individuals, and another measure of damages in like cases for railroad corporations; in consideration of all these things, your committee most earnestly deprecate any legislation of the character prayed for in the petitions and memorials referred to them, and ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER, *Chairman*.

Report accepted and committee discharged.

The petitions were laid on the table.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

A bill to provide for the division of the township of Hamtramck, Wayne county, into two districts for general election purposes;

Also,

A bill to provide for the distribution of the Legislative Manual of 1877;

Also,

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute," approved March 21, 1837, being act No. 105,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, Jr., *Chairman*.

Report accepted and committee discharged.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

Joint resolution to provide for the collection of any specific tax due this State from the Lake Shore & Michigan Southern Railway Company,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman*.

Report accepted and committee discharged.

COMMUNICATIONS FROM STATE OFFICERS.

The President announced the following:

OFFICE OF SECRETARY STATE BOARD OF HEALTH, }
Lansing, Michigan, April 11, 1877. }

To the President of the Senate:

SIR,—At the late meeting of the State Board of Health on April 10th, the Secretary was directed to transmit to the Senate and House of Representatives a respectful memorial, praying that in the interests of public safety, the present legal flash test of kerosene oil for illuminating purposes be maintained. The Secretary was directed to include in this memorial resolutions passed by the Board at its last preceding meeting, as follows:

Resolved, That the great reduction, since the present system of State inspection of illuminating oil has been in force, in the number of casualties from lamp explosions and otherwise through the use of low-grade illuminating oils, is an indication of the value of such inspection and of the present test.

Resolved, That a committee, of which Dr. R. C. Kedzie shall be chairman, be appointed by the chair to take such steps as circumstances may require to furnish the Legislature with any information in the possession of this Board regarding the workings of the law concerning illuminating oils in this State, and

to act for the Board in endeavoring to maintain the present standard of inspection, so far as regards the flash test.

The foregoing is respectfully submitted as an earnest remonstrance by the State Board of Health against any reduction of the flash test for illuminating oil below the present standard of 140° Fahrenheit.

By direction of the State Board of Health.

Very respectfully,

HENRY B. BAKER, *Secretary.*

Referred to the committee on public health.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 401 (printed No. 155), entitled

A bill to detach certain territory from the present townships of Leelanaw and Bingham, in the county of Leelanaw, and to organize therefrom a new township to be called Midport;

2. House bill No. 242 (printed No. 180), entitled

A bill to further amend section 1 of an act entitled "An act to prevent fishing with seines and pound, or trap nets, in the small inland lakes and streams in the State of Michigan," being compiler's section 2087, compiled laws of 1871, approved March 11, 1865, as amended by act No. 49, session laws of 1873, approved March 27th, 1873;

3. House bill No. 357 (printed No. 192), entitled

A bill to incorporate the village of Rogers;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 12, 1877. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following bill:

House bill No. 205 (printed No. 170), entitled

A bill to repeal act number 229 of the session laws of 1849, entitled "An act to lay out, alter, and establish a public highway on section one, township two north, of range 11 east, in the township of Troy, in the county of Oakland;"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take im-

mediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 28 (printed No. 127), entitled

A bill to amend act No. 181 of session laws of 1875, being an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, approved May 1, 1875;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on Public Health.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 118, entitled

A bill to amend act No. 123 of the session laws of 1873, the same being an act to amend act No. 154 of the session laws of 1871, entitled "An act to authorize proceedings by garnishment in the circuit courts and in the district court of the Upper Peninsula," approved March 16, 1861, being sections 6465 of the compiled laws of 1871.

And to inform the Senate that the House has amended the same as follows:

1st. Amend recited section 1, line 12, by inserting after the word "garnishment," the words "issue to the aforesaid person;"

2d. By striking off of the last end of the same section the words "and a copy of the affidavit shall be annexed to said writ."

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Edsell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Baxter,

Mr. Edsell,
Freeman,

Mr. Newcomb,
Osborn,

Mr. Redfield,
Shoemaker,

Mr. Breitung,	Mr. Hinchman,	Mr. Packard,	Mr. Taylor,	
Burleigh,	McElroy,	Rankin,	Tyler,	
Wm. Cook.	Morse,	Read,	Wilcox,	20

NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 473 (printed No. 204), entitled

A bill to establish the weight of a bushel of apples,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following joint resolution :

Senate joint resolution No. 10, entitled

Joint resolution requesting the Commissioner of Insurance to confer with Commissioners of Insurance in other States, and prepare and present to the next Legislature in January, 1879, a form of law to govern life insurance companies doing business in this State ;

And to inform the Senate that the House has amended the same by inserting in line one of the resolution, after the word "resolved," the following: "by the Senate and House of Representatives of the State of Michigan ;"

In the passage of which, as thus amended, the House has concurred, by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Tyler moved that the Senate concur in the amendment made to the joint resolution by the House ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Perrin,
Andrus,	Edsell,	Morgan,	Rankin,
Baxter,	Foote,	Morse,	Shoemaker,
Breitung,	Freeman,	Osborn,	Taylor,
Burleigh,	Hinchman,	Packard,	Wilcox,
Chamberlain,	Jenney,		

22

NAYS.

Mr. Newcomb, Mr. Redfield, Mr. Waterbury, 3
The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 110, entitled

A bill to provide for a new registration of the qualified electors of the city of Flint,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 82, entitled

A bill to amend sections 54, 57 and 76, of chapter 6, being compiler's sections 85, 88, and 107 of the compiled laws of 1871, relative to elections;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan;

2. House bill No. 238 (printed No. 139), entitled

A bill to provide for the consolidation of the Young Men's Society of Lansing and Lansing Library and Literary Association of Lansing into one corporation, to be called The Library Association of Lansing, Michigan;

3. House bill No. 231 (printed No. 195), entitled

A bill to amend sections 64 and 66 of the general banking law, entitled "An act to authorize the business of banking," approved February 16, 1857, and the acts amendatory thereto, the same being sections 2245 and 2247 of the compiled laws of 1871, so as to read as follows:

4. House bill No. 492 (printed No. 210), entitled

A bill to amend sections 4 and 5 of an act entitled "An act to amend sections 1461, 1462, 1465, 1476, 1480, 1496, and 1500 of the compiled laws of 1871, being sections of an act entitled 'An act to regulate the manufacture and provide for the inspection of salt,' " approved April 16, 1875;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on fisheries.

The second and third named bills were read a first and second time by their titles, and referred to the committee on banks and incorporations.

The fourth named bill was read a first and second time by its title, and referred to the committee on saline interests.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lausling, April 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

CONCURRENT RESOLUTION authoring the Board of Inspectors of Michigan State Prison to settle with H. G. Filkins and Robert L. Crane.

Whereas, On the fourth day of March, A. D. 1874, a contract for convict labor was entered into between the agent of the Michigan State Prison, party of the first part, and H. G. Filkins and Robert L. Crane, parties of the second part; and

Whereas, By a fire which occurred on the twenty-second day of February, A. D. 1877, the shops, together with the engines and machinery, and the tools used in connection with labor of such convicts, were destroyed or rendered unfit for further use for such purposes; and

Whereas, Such fire has rendered said parties of the second part financially unable to continue such contract; and

Whereas, The said second parties are indebted to the State Prison in the sum of about eight thousand dollars; and

Whereas, The claim of the State Prison against said second parties is secured in part by a bond in the sum of five thousand dollars; and

Whereas, A settlement, subject to the assent of the Legislature, has been effected between the Board of Inspectors and the parties of the second part to the aforementioned contract and their sureties upon the terms and conditions as set forth below, viz.: The said sureties to pay the sum of four thousand five hundred dollars, and in addition thereto the parties of the second part to turn over to the Board of Inspectors a certain building now used as a barrel warehouse, and also certain other chattels and effects all together invoiced and valued at about four thousand two hundred dollars; and

Whereas, It is conditioned that such settlement shall only take effect with the assent and approval of the Legislature; and

Whereas, The Board of Inspectors consider the above mentioned terms the most advantageous to the prison that can be obtained ;

Resolved by the House of Representatives (the Senate concurring), That the terms of the above mentioned settlement between the Board of Inspectors of the Michigan State Prison and the said parties of the second part, and their sureties, be and they hereby are assented to and approved.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Taylor moved that the Senate concur in the resolution,

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Burleigh moved to take from the table the following :

Joint resolution to amend section 2 of Article IV. of the Constitution of the State of Michigan, relative to the election of State Senators ;

Which motion prevailed.

On motion of Mr. Burleigh,

The joint resolution was referred to the committee on constitutional amendments.

Mr. Packard offered the following resolution :

Resolved, That when the Senate adjourns to-day, it be until Monday evening, April 16, at half-past eight o'clock.

Mr. Waterbury moved that the resolution be laid on the table ;

Which motion did not prevail.

The question being upon the adoption of the resolution,

Mr. Perrin called for the yeas and nays.

The resolution was adopted, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Redfield,	
Andrus,	Edsell,	Newcomb,	Taylor,	
Baxter,	Hinchman,	Packard,	Tyler,	
Breitung,	Jenney,	Rankin,	Wilcox,	
Chamberlain,	Morgan,			18

NAYS.

Mr. Burleigh,	Mr. Freeman,	Mr. Osborn,	Mr. Waterbury,	
Foote,	McElroy,	Perrin,	Williams,	8

Pending the announcement of the vote,

Mr. Waterbury moved that Mr. Newcomb be excused from voting ;

Which motion did not prevail.

Mr. Newcomb then voted as recorded above.

THIRD READING OF BILLS.

Senate bill No. 198, entitled

A bill to ratify and confirm the action of the Board of Control of Railroads of the State of Michigan, and of the Governor of the State of Michigan, in disposing of and conveying certain lands for railroad purposes,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Shoemaker,
Andrus,	Freeman,	Osborn,	Taylor,
Baxter,	Hinchman,	Packard,	Tyler,
Breitung,	Jenney,	Perrin,	Waterbury,
Burleigh,	McElroy,	Rankin,	Wilcox,
Chamberlain,	Morgan,	Read,	Williams,
Wm. Cook,	Morse,	Redfield,	

27

NAYS.

Mr. Edsell,

1

Pending the announcement of the vote,

Mr. Freeman moved that Mr. Edsell be excused from voting;

Which motion did not prevail.

Mr. Edsell then voted as recorded above.

Title agreed to.

On motion of Mr. Perrin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 210, entitled

A bill to amend act No. 140 of the session laws of 1875, approved April 28, 1875, relative to establishing water courses, and locating ditches or drains,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Burleigh,	Mr. Morgan,	Mr. Packard,	Mr. Taylor,
Wm. Cook,	Morse,	Perrin,	Waterbury,
Freeman,	Newcomb,	Rankin,	Wilcox,
McElroy,	Osborn,		

14

NAYS.

Mr. Adair,	Mr. Chamberlain,	Mr. Hinchman,	Mr. Redfield,
Andrus,	Edsell,	Jenney,	Williams,
Baxter,			

9

Mr. Waterbury moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Waterbury,

The bill was laid on the table.

Senate bill No. 77, entitled

A bill to prevent betting upon the result of any political nomination, appointment, or election,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Rankin,
Baxter,	Foote,	Newcomb,	Read,

Mr. Breitung, Burleigh, Chamberlain, Wm. Cook,	Mr. Freeman, Hinchman, Jenney, McElroy,	Mr. Osborn, Packard, Perrin,	Mr. Taylor, Wilcox, Williams,	22
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NAYS.

Mr. Andrus,	Mr. Morse,	Mr. Redfield	Mr. Tyler,	4
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Title agreed to.

House bill No. 339 (printed No. 168), entitled

A bill to compel the Detroit and Saline Plank Road Company to construct a fence protecting travelers upon said road along the River Rouge,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Foote, Freeman, Hinchman, Jenney, McElroy, Morgan,	Mr. Morse, Newcomb, Osborn, Packard, Rankin, Read,	Mr. Redfield, Taylor, Tyler, Waterbury, Wilcox, Williams,	26
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NAYS.

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Title agreed to.

On motion of Mr. Hinchman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 249 (printed No. 169), entitled

A bill to amend section 5 of chapter 26 of the compiled laws of 1871, being the compiler's section 1256, relative to highways,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain, Edsell,	Mr. Foote, Freeman, Hinchman, Jenney, McElroy, Morgan,	Mr. Morse, Osborn, Packard, Perrin, Rankin, Read,	Mr. Redfield, Taylor, Tyler, Waterbury, Wilcox, Williams,	25
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NAYS.

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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President called Senator Baxter to the chair.

House bill No. 363 (printed No. 159), entitled

A bill to amend sections 1692 and 1693, chapter 46 of compiled laws of 1871, relative to boards of health and health officers in townships,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Freeman,	Osborn,	Taylor,
Baxter,	Hinchman,	Packard,	Tyler,
Breitung,	Jenney,	Perrin,	Waterbury,
Burleigh,	McElroy,	Rankin,	Wilcox,
Chamberlain,	Morgan,	Read,	Williams,
Edsell,	Morse,		

26

NAYS.

0

Title agreed to.

On motion of Mr. Osborn,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 153 (printed No. 153), entitled

A bill to define the boundaries of Menominee county,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Hinchman,	Osborn,	Taylor,
Baxter,	Jenney,	Packard,	Tyler,
Breitung,	McElroy,	Perrin,	Waterbury,
Burleigh,	Morgan,	Rankin,	Wilcox,
Chamberlain,	Morse,	Read,	Williams,
Edsell,			

25

NAYS.

0

Title agreed to.

On motion of Mr. Breitung,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President resumed the chair.

House bill No. 224 (printed No. 111), entitled

A bill to amend section 13, chapter 151, being compiler's section 4281, of the compiled laws of 1871, relative to estates in dower,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Hinchman,	Osborn,	Taylor,
Baxter,	Jenney,	Packard,	Tyler,
Breitung,	McElroy,	Perrin,	Waterbury,
Burleigh,	Morgan,	Rankin,	Wilcox,
Chamberlain,	Morse,	Read,	Williams,
Edsell,			

25

NAYS.

0

Title agreed to.

House bill No. 199 (printed No. 120), entitled

A bill to repeal act No. 168 of the session laws of 1873, entitled "An act to provide for the custody and safe keeping of persons who are tried for murder

and other high crimes, and who are acquitted by reason of insanity," approved April 25, 1873,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter moved that the same be laid on the table;

Which motion prevailed.

House bill No. 172 (printed No. 133), entitled

A bill to amend sections 3 and 14, of act No. 82 of the session laws of 1873, approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. McElroy,	Mr. Packard,	Mr. Taylor,	
Andrus,	Morse,	Perrin,	Waterbury,	
Breitung,	Newcomb,	Rankin,	Wilcox,	
Burleigh,	Osborn,	Read,	Williams,	
Chamberlain,				17

NAYS.

Mr. Baxter,	Mr. Foote,	Mr. Jenney,	Mr. Redfield,	
Edsell,	Hinchman,	Morgan,	Tyler,	8

Title agreed to.

On motion of Mr. Adair,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 152, entitled

A bill to make it optional with townships to alter their system of repairing highways,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Read,	
Breitung,	Hinchman,	Osborn,	Taylor,	
Burleigh,	Jenney,	Packard,	Wilcox,	
Chamberlain,	McElroy,	Perrin,	Williams,	
Edsell,	Morgan,	Rankin,		19

NAYS.

Mr. Andrus,	Mr. Morse,	Mr. Tyler,	Mr. Waterbury,	
Baxter,	Redfield,			6

Pending the announcement of the vote,

Mr. Read moved that Mr. Morse be excused from voting;

Which motion did not prevail.

Mr. Morse then voted as recorded above.

Title agreed to.

Senate bill No. 214, entitled

A bill to amend section 3 of act number 260 of the session laws of 1865, entitled "An act to organize union school district of the city of Saginaw,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Hinchman,	Osborn,	Taylor,
Baxter,	Jenney,	Packard,	Tyler,
Breitung,	McElroy,	Perrin,	Waterbury,
Burleigh,	Morgan,	Rankin,	Wilcox,
Chamberlain,	Morse,	Read,	Williams,
Edsell,			

25

NAYS.

0

Title agreed to.

On motion of Mr. Foote,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 149 (printed No. 170), entitled

A bill to provide for the completion and furnishing of "The State House of Correction," at Ionia, and to make an appropriation therefor,

Was read a third time, and pending the taking of the vote thereon,

Mr. McElroy, a majority of the Senators consenting thereto, moved to amend the bill by striking out in line 9, of section 1, the letters "etc.," and inserting in lieu thereof the words, "and such other work or articles as may be necessary;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Redfield,
Andrus,	Hinchman,	Newcomb,	Taylor,
Baxter,	Jenney,	Packard,	Tyler,
Breitung,	McElroy,	Perrin,	Wilcox,
Burleigh,	Morgan,	Rankin,	Williams,
Chamberlain,			

21

NAYS.

1

Mr. Waterbury,

Title agreed to.

On motion of Mr. Andrus,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 30, entitled

A bill to authorize the formation of land companies;

Was read a third time, and pending the taking the vote thereon,

Mr. Perrin, a majority of the Senators consenting thereto, moved to amend the bill by inserting after the word "thereof" in line 3 section 8 the words "by mail, postage paid to the members associating, directed to the last known place of residence,"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Edsell,	Osborn,	Taylor,

Mr. Baxter, Breitung, Burleigh, Chamberlain,	Mr. Foote, Freeman, Hinchman, McElroy,	Mr. Packard, Perrin, Rankin, Read,	Mr. Tyler, Waterbury, Wilcox, Williams,	24
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NAYS.

Mr. Morgan, 1

Title agreed to.

By unanimous consent, the President announced the following :

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, April 13, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 277, entitled

A bill to amend title 2, section 7, and title 5, section 14 of an act to incorporate the city of Ann Arbor, approved April 4, 1851, as amended by the several acts amendatory thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order.

Mr. Jenney in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

Senate bill No. 215, entitled

A bill to amend sections 1, 2, 3, 4, 5, 8, and 9, of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, 4053, of the compiled laws of 1871, relative to the collection of tolls and for the care, charge and operating of the St. Mary's Falls Ship Canal.

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

WM. JENNEY, JR., *Chairman.*

Report accepted.

On motion of Mr. Edsell,

Leave was granted the committee to sit again for the further consideration of the bill.

Mr. Morse asked and obtained leave of absence for himself for the afternoon.

Mr. Chamberlain asked and obtained leave of absence for himself, after to-day until Wednesday morning.

Mr. Rankin asked and obtained leave of absence for himself for this afternoon. By unanimous consent the committee on cities and villages submitted the following report:

The committee on cities and villages, to whom was referred

A manuscript substitute for House bill No. 277, entitled

A bill to amend title II., section 7, and title V., section 14 of "An act to incorporate the city of Ann Arbor," approved April 4, 1851, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. McELROY, *Acting Chairman.*

On motion of Mr. Burleigh,

The bill was placed on its immediate passage.

It was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Morse,	Mr. Redfield,	
Andrus,	Edsell,	Newcomb,	Taylor,	
Baxter,	Freeman,	Osborn,	Tyler,	
Breitung,	Hinchman,	Packard,	Waterbury,	
Burleigh,	Jenney,	Perrin,	Williams,	
Burch,	McElroy,	Rankin,		23

NAYS.

0

Title agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. McElroy,

The Senate took a recess until half past two o'clock this afternoon.

AFTERNOON SESSION.

2:30 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Osborn,

The Senate went into committee of the whole on the general order,

Mr. Edsell in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 413 (printed No. 190), entitled

A bill to amend section 93, of chapter 10, of the compiled laws of 1871, being compiler's section 583, relative to vacancies in the office of the register of deeds;

2. House bill No. 527 (printed No. 166), entitled

A bill relative to the proof of copartnership in certain cases ;

3. House bill No. 522 (printed No. 161), entitled

A bill relative to the acknowledgment of deeds and other instruments affecting real property by married women ;

4. House bill No. 288 (printed No. 167), entitled

A bill authorizing the mortgagee or his legal representatives to purchase property on sale by foreclosure, under chattel mortgages ;

5. House bill No. 221 (printed No. 116), entitled

A bill to authorize John S. Malcomson *et al.* to build a dam across the outlet of Morrison Lake in the county of Ionia ;

6. House bill No. 484 (printed No. 215), entitled

A bill to restrict the payment of contracts payable in swamp lands of the Upper Peninsula to the lands in the county in which the work done under the contract is performed ;

7. House bill No. 145 (printed No. 157), entitled

A bill for the incorporation of eclectic medical societies ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following :

8. Senate bill No. 215, entitled

A bill to amend sections 1, 2, 3, 4, 5, 8, and 9 of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, and 4053 of the compiled laws of 1871, relative to the collection of tolls, and for the care, charge, and operating of the Saint Mary's Falls Ship Canal ;

9. Senate bill No. 217, entitled

A bill to amend section 8 of act No. 345 of the session laws of 1869, approved March 24, 1869, entitled "An act to incorporate the village of Rochester ;"

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following joint resolution :

1. House joint resolution No. 56 (printed No. 14), entitled

Joint resolution for extension of time for applications for pensions, and for dating of pensions from muster-out or discharge,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on military affairs.

The committee of the whole have also had under consideration the following joint resolutions :

2. House joint resolution No. 42 (printed No. 22), entitled

Joint resolution authorizing the State Land Commissioner to make an equitable settlement with Thomas Robinson ;

3. House joint resolution No. 33 (printed No. 13), entitled

Joint resolution for the dating of pensions allowed by the United States Government ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

W. C. EDSELL, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, and seventh named bills and the

second and third named joint resolutions were placed on the order of third reading.

On motion of Mr. Waterbury,

The Senate concurred in the amendments made by the committee to the eighth and ninth named bills, and the same were placed on the order of third reading.

On motion of Mr. Waterbury,

The Senate concurred in the recommendation of the committee in regard to the first named joint resolution, and the same was recommitted to the committee on military affairs.

Mr. Redfield moved that the Senate adjourn.

Which motion did not prevail.

By unanimous consent the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred

House bill No. 553 (printed No. 239), entitled

A bill to consolidate Wenona, Banks, and Salzburg, to be known as the city of West Bay City,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Tyler,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Burch.	Mr. Jenney,	Mr. Taylor,
Andrus,	Chamberlain,	McElroy,	Tyler,
Baxter,	Edsell,	Newcomb,	Waterbury,
Breitung,	Foote,	Read,	Wilcox,
Burleigh,	Freeman,	Shoemaker,	Williams,
			20

NAYS.

Mr. Hinchman,	Mr. Perrin,	Mr. Redfield,	3
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Pending the announcement of the vote,

Mr. Andrus moved that Mr. Perrin be excused from voting;

Which motion did not prevail.

Mr. Perrin then voted as recorded above.

Title agreed to.

On motion of Mr. Tyler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the committee on cities and villages submitted the following report:

The committee on cities and villages, to whom was referred

House bill No. 273 (printed No. 270), entitled

A bill to amend sections 5, 15, and 16 of title 4, and to add two new sections, to stand as sections 19 and 20 of title 4; also to amend sections 2 and 18 of title 5, and sections 1, 3, 4, 7, 17, and 19 of title 9, and to add 4 new sections, to stand as sections 20, 21, 22, and 23 of title 9, and to amend sections 3, 6, and 8 of title 13, and to repeal section 9 of title 13 of an act to amend an act entitled "An act to incorporate the city of East Saginaw," approved February 15th, 1859, and acts amendatory thereof;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hinchman,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Morgan,	Mr. Shoemaker,	
Andrus,	Edsell,	Newcomb,	Taylor,	
Baxter,	Foote,	Packard,	Waterbury,	
Breitung,	Hinchman,	Perrin,	Wilcox,	
Burleigh,	Jenney,	Read,	Williams,	
Burch,	McElroy,	Redfield,		23

NAYS.

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Title agreed to.

On motion of Mr. Hinchman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Burch asked and obtained indefinite leave of absence for himself, on important business.

Mr. Redfield moved that the Senate adjourn.

Which motion prevailed, and the President announce that the Senate stood adjourned until Monday evening, April 16, at half past eight o'clock.

Lansing, Monday, April 16, 1877.

The Senate was called to order by the President at 8½ o'clock P. M.

Roll called: not a quorum present.

On motion of Mr. Foote,

The Senate adjourned.

Lansing, Tuesday, April 17, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Parsons.

Roll called : a quorum present.

Absent without leave : Senators Edsell, Hinchman, Jenney, Markey, McElroy, Morse, Rankin and Wilcox.

Mr. Read asked and obtained leave of absence for Mr. Packard until Friday, the 20th instant.

Mr. Read asked and obtained leave of absence for Mr. Taylor indefinitely, on account of sickness in his family.

Mr. Freeman asked and obtained leave of absence for Mr. Edsell for the day.

Mr. Perrin asked and obtained leave of absence for Mr. McElroy for to-day and to-morrow.

Mr. Adair asked and obtained leave of absence for Mr. Hinchman for the forenoon.

Mr. Baxter asked and obtained leave of absence for Mr. Jenney for the day.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following joint resolution and bills to the Governor, under the rules :

Joint resolution to provide for the collection of any specific tax due this State from the Lake Shore and Michigan Southern Railway Company ;

A bill to provide for the division of the township of Hamtramck, Wayne county, into two districts for general election purposes ;

Also,

A bill to provide for the distribution of the Legislative Manual of 1877 ;

Also,

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute," approved March 21, 1837, being act No. 105.

PRESENTATION OF PETITIONS.

By Mr. Freeman : Petition of Wm. Penney, Alonzo Swarthout, E. T. Conkey, and 40 others of Ionia county, praying that a law be enacted fixing a maximum rate of interest at seven per cent ;

Referred to the committee on State affairs.

By the same : Petition of John Higbee, Henry Jones, Alonzo Swarthout, and 8 other citizens of Ionia county, praying that the law be so amended as to make mortgages that escape taxation uncollectible ;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 597 (printed No. 140), entitled

A bill to amend section 2009 of the compiled laws of 1871, being section 1 of the revised statutes of 1846,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment.

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House joint resolution No. 18 (printed No. 24), entitled

Joint resolution authorizing the issuing of a patent to Thomas Burns, of the county of St. Clair, upon primary school land certificate No. 6353;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 115 (printed No. 117), entitled

A bill for the more effectual prevention of cruelty to animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 473 (printed No. 204), entitled

A bill to establish the weight of a bushel of apples,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Asylums for the Insane:

The committee on Asylums for the Insane, to whom was referred,

Senate bill No. 131, entitled

A bill to provide for the organization, regulation and management of the Asylums for the Insane, and effectually to provide for the care, maintenance and recovery of the insane;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments

thereto, recommending that the amendments be not concurred in, and that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

Mr. Read moved that the Senate concur in the amendments made to the bill by the committee.

Which motion did not prevail.

On motion of Mr. Shoemaker,

The bill was re-referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 13, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 269 (printed No. 196), entitled

A bill to allow plate glass insurance companies to do business in this State,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on insurance.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 13, 1877. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following bill:

House bill No. 574 (printed No. 201), entitled

A bill to amend section one of title fifteen of an act entitled "An act to revise the charter of the city of Lansing," approved March 25th, 1875, being act act No. 282, of the session laws of 1875;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 516 (printed No. 202), entitled

A bill to fix the per diem of members of the State Legislature from the Upper Peninsula for and during the session of 1877,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on appropriations and finance.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 124 (printed No. 82), entitled

A bill to amend section 86, of chapter 178, of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts,

Which the Senate amended as follows:

1. By striking out of lines 4 and 5 the words "unless by consent of the parties to such suit," and inserting in lieu thereof the following: "unless the parties to such suit stipulate upon the docket of the justice for a longer time, not exceeding six months in all;"

2. By prefixing to recited section 86 the figures "(5334),"

And to inform the Senate that the House refuses to concur in the said amendments.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Burleigh,
The bill was laid on the table.

On motion of Mr. Waterbury,
The Senate took up business under the

GENERAL ORDER.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the general order.

Mr. Shoemaker in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 97 (printed No. 58), entitled

A bill to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of the compiled laws of 1871," an act entitled "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. House bill No. 3 (printed No. 104), entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, entitled "Primary Schools," being compiler's section 3641;

3. House bill No. 584 (printed No. 163), entitled

A bill to provide for replacing conveyances made on judicial sales, and which have been lost or destroyed;

4. Senate bill No. 176, entitled

A bill to amend section 9 of chapter 55 of the compiled laws of 1871, being compiler's section 1992, relative to gaming;

5. House bill No. 292 (printed No. 162), entitled

A bill to amend section 34 of chapter 176 of the compiled laws of 1871, being compiler's section 5070, relative to "receivers in chancery;"

6. House bill No. 442 (printed No. 297), entitled

A bill to amend section 21 of chapter 176 of the compiled laws of 1871, being compiler's section 5051, relative to the general powers, duties, and jurisdiction of the circuit court in chancery;

7. House bill No. 520 (printed No. 165), entitled

A bill to amend section 7 of chapter 156 of the compiled laws of 1871, being compiler's section 4383;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

8. Senate bill No. 216, entitled

A bill making appropriations for the expenses of the State officers and State Government, and providing a tax to defray the same, for the years 1877 and 1878;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following:

9. House bill No. 72 (printed No. 40), entitled

A bill to make silver coins legal tender in certain cases;

10. House bill No. 543 (printed No. 287), entitled

A bill to prevent cattle, sheep, and other animals (except swine and horses) from running at large in the night time, in all that part of the unincorporated village of Flat Rock, in the county of Wayne, which is included within the territory covered by the map or plat of said village, as recorded in the office of the register of deeds of said county of Wayne, and to prevent swine and horses from running at large at any and all times within the limits aforesaid;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

M. SHOEMAKER, *Chairman.*

Report accepted and committee discharged.

The second, third, fourth, fifth, sixth, and seventh named bills were placed on the order of third reading.

On motion of Mr. Adair,

The Senate concurred in the amendments made by the committee to the first named bill, and the same was placed on the order of third reading.

On motion of Mr. Adair,

The Senate concurred in the recommendation of the committee in regard to the eighth named bill, and the same was laid on the table.

On motion of Mr. Adair,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the ninth named bill, and the title and enacting clause thereof were laid on the table.

Mr. Adair moved that the Senate concur in the action of the committee in striking out all after the enacting clause in the tenth named bill.

Mr. Newcomb called for the yeas and nays.

The action of the committee was concurred in, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Perrin,	Mr. Tyler,	
Andrus,	Freeman,	Read,	Waterbury,	
Baxter,	Morgan,	Redfield,	Williams,	
Wm. Cook,	Osborn,	Shoemaker,		15

NAYS.

Mr. Breitung,	Mr. Newcomb,	2
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On motion of Mr. Freeman,

The further consideration of the title and enacting clause of the bill was indefinitely postponed.

On motion of Mr. Adair,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2:00 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Adair,

The Senate went into committee of the whole on the general order,

Mr. Newcomb in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

1. House bill No. 191 (printed No. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto, to stand as section two of said act :

2. House bill No. 115 (printed No. 117), entitled

A bill for the more effectual prevention of cruelty to animals :

3. House bill No. 473 (printed No. 204), entitled

A bill to establish the weight of a bushel of apples ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

4. Senate bill No. 116, entitled

A bill to authorize the incorporation of co-operative savings associations;

5. House bill No. 179 (printed No. 102), entitled

A bill to amend section 16 of chapter 9 of the compiled laws of 1871, being compiler's number 446, relating to county buildings and furnishing same;

6. Senate bill No. 202, entitled

A bill to provide for the establishment, government and control of Union work-houses and alms-houses;

7. House bill No. 254 (printed 118), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's section 8135 and 8137, relative to the State Reform School;

8. House bill No. 597 (printed No. 140), entitled

A bill to amend section 2009 of the compiled laws of 1871, being section 1 of the revised statutes of 1846;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

9. House bill No. 263 (printed No. 160), entitled

A bill to secure the payment of persons who perform labor or furnish materials for public works, improvements, or supplies;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following joint resolutions:

1. House joint resolution No. 21 (printed No. 21), entitled

Joint resolution authorizing the Board of State Auditors to dispose of the surplus copies of the session laws, journals, and documents of the State;

2. House joint resolution No. 24 (printed No. 26), entitled

Joint resolution authorizing the Auditor General to correct certain certificates of tax sales issued to Merritt H. Waterman, and the records thereof, and of such sales;

3. House joint resolution No. 13 (printed No. 4), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Geo. Dayton,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following joint resolution:

4. House joint resolution No. 26 (printed No. 20), entitled

Joint resolution for the better security of persons transacting business with the State Land office and the Auditor General's office, and to require from the Commissioner of the State Land Office and the Auditor General suitable bonds

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

The fourth, fifth, sixth, seventh, and eighth named bills and the first, second, and third named joint resolutions were placed on the order of third reading.

On motion of Mr. Freeman,

The Senate concurred in the amendments made by the committee to the first, second, and third named bills and the fourth named joint resolution and the same were placed on the order of third reading.

On motion of Mr. Freeman,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the ninth named bill, and the title and enacting clause of the same were laid on the table.

By unanimous consent,

Mr. Burleigh moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 196 (printed No. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti;

Which motion prevailed.

By unanimous consent,

Mr. Baxter moved to take from the table the following:

House bill No. 124 (printed No. 82), entitled

A bill to amend section 86, of chapter 178, of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts;

Which motion prevailed.

The Senate having amended the bill as follows:

1. By striking out of lines 4 and 5 the words "unless by consent of the parties to such suit," and inserting in lieu thereof the following: "unless the parties to such suit stipulate upon the docket of the justice for a longer time, not exceeding six months in all;,"

2. By prefixing to recited section 86 the figures "(5334);,"

And the House having refused to concur in said amendments,

Mr. Baxter moved that the Senate insist upon its amendments to the bill.

Which motion prevailed.

By unanimous consent Mr. Andrus moved to take from the table the following:

House bill No. 135 (printed No. 87), entitled

A bill to amend section 4 of chapter 21 of the compiled laws of 1871, being compiler's section 970 in regard to a uniform assessment of property;

Which motion prevailed.

On motion of Mr. Andrus,

The bill was recommitted to the committee on appropriations and finance.

On motion of Mr. Burleigh,

The Senate adjourned.

Lansing, Wednesday, April 18, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Crosby.

Roll called : a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 357 (printed No. 192), entitled

A bill to incorporate the village of Rogers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Adair,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Hinchman,

The bill was placed on the order of third reading.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 574 (printed No. 201), entitled

A bill to amend section one, title fifteen, of an act entitled "An act to revise the charter of the city of Lansing," approved March 25th, 1875, being act No. 282 of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hinchman,

The bill was placed on the order of third reading.

By the committee on insurance :

The committee on insurance, to whom was referred

House bill No. 269 (printed No. 196), entitled

A bill to allow plate glass insurance companies to do business in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs to whom was referred

Senate bill No. 71, entitled

A bill to amend section forty-seven hundred and forty-one of the compiled laws of eighteen hundred and seventy-one, relative to divorce,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 4738, 4739, 4740 of the compiled laws of 1871, relative to divorce,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Burleigh,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

Senate bill No. 2, entitled

A bill to revise the laws providing for the incorporation of companies for mining, smelting, or manufacturing iron, copper, silver, mineral coal, and other ores, or minerals, and to fix the duties and liabilities of such corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Breitung,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Breitung,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Read,
Andrus,	Edsell,	Nelson,	Redfield,
Baxter,	Foots,	Newcomb,	Shoemaker,
Breitung,	Freeman,	Osborn,	Tyler,
Burleigh,	Hinchman,	Packard,	Waterbury,
Burch,	Markey,	Perrin,	Wilcox,
Chamberlain,	Morgan,	Rankin,	Williams,

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Title agreed to.

On motion of Mr. Breitung,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 67, entitled

A bill to detach the county of Barry from the Seventeenth Judicial Circuit, and attach the same to the Twentieth Judicial Circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Burch,

The bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon, Mr. Edsell moved that the same be laid on the table.

Mr. Burch called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Shoemaker,	
Baxter,	Hinchman,	Osborn,	Waterbury,	
Chamberlain,	Markey,	Packard,	Williams,	
Edsell,	Morgan,	Redfield,		15

NAYS.

Mr. Andrus,	Mr. Freeman,	Mr. Perrin,	Mr. Read,
Burch,	Morse,	Rankin,	Tyler,
Wm. Cook,			

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By the committee on public lands :

The committee on public lands, to whom was referred

House joint resolution No. 52 (printed No. 23), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton, and Ontonagon railroad ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries :

The committee on fisheries, to whom was referred

House bill No. 269 (printed No. 196), entitled

A bill to encourage the propagation of fish in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. V. TYLER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on federal relations :

The committee on federal relations, to whom was referred

The petition of Wm. Reuther and 72 other citizens of Bay county, asking the Legislature to pass a concurrent resolution asking Congress for an appropriation of money to build a harbor at the mouth of Pine River, on Saginaw Bay, in the county of Bay,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the prayer of the petitioners be granted, and ask to be discharged from the further consideration of the subject.

W. J. BAXTER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Tyler,

The petition was laid on the table.

MESSAGES FROM THE GOVERNOR.

The President announced the following :

EXECUTIVE OFFICE, }
Lansing, April 14, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

Joint resolution to provide for the collection of any specific tax due this State from the Lake Shore and Michigan Southern Railway Company.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 138, entitled

A bill to re-organize union school district of the city of Flint, and to repeal act No. 309 of the laws of 1867, act No. 375 of the laws of 1871, and act No. 22 of the laws of 1872,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 105, entitled

A bill to regulate the time for holding the annual meeting, and the manner of electing trustees in Union School District No. 1, of the city of Jackson;

And to inform the Senate that the House has amended the same as follows:

1st. By striking out of line 2, section 2, the following words: "and township;"

2d. By striking out all of section 9 and inserting the following to stand as section 9:

Sec. 9. The term of office of the trustees of said Union school district heretofore elected on the first Monday of September, 1874, shall terminate on the first Monday of May, 1877; the term of office of the trustees elected on the first Monday of September, 1875, shall terminate on the first Monday of May, 1878; and the term of office of the trustees elected on the first Monday of September, 1876, shall terminate on the first Monday of May, 1879.

3d. By adding to the bill the following, to stand as section 10:

Sec. 10. That section 2, of act 230, of the session laws of 1875, approved May 3d, 1875, is hereby repealed.

And to further inform the Senate that the House has amended the title of the same as follows:

By adding to the end of the title "And to repeal section 2, of act 230, of the session laws of 1875," approved May 3, 1875.

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Shoemaker moved that the Senate concur in the amendments made to the bill by the House.

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Redfield,
Andrus,	Freeman,	Newcomb,	Shoemaker,
Baxter,	Hinchman,	Osborn,	Tyler,
Breitung,	Markey,	Perrin,	Waterbury,
Chamberlain,	Morgan,	Rankin,	Wilcox,
Wm. Cook.	Morse,	Read,	Williams,
Edsell,			

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NAYS.

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On motion of Mr. Shoemaker,

The Senate concurred in the amendments made by the House to the title of the bill.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 196 (printed No. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti,

In accordance with a request from the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate passed the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Burleigh,

The bill was recommitted to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

The President announced the following:

SENATE CHAMBER,
Lansing, April 17, 1877. }

To the President of the Senate:

SIR,—I hereby most respectfully tender my resignation as Engrossing and Enrolling Clerk of the Senate, to take effect on the 18th inst., for the purpose of enabling me to accept a more permanent position.

In this connection I desire to extend my thanks to each individual member of the Senate for the many kindnesses shown me; and, also, to express my regret at the seeming necessity of severing my official connection with that honorable body.

Very respectfully,

Your ob't servant,

JOHN L. FRISBIE,
E. and E. Clerk of the Senate.

On motion of Mr. Baxter,

The resignation was accepted.

Mr. Adair offered the following resolution:

Resolved, That the thanks of the Senate be and they are hereby tendered to John L. Frisbie for the faithful, prompt, and courteous manner in which he has discharged his duties as Engrossing and Enrolling Clerk, and that the best wishes of the members of the Senate follow him to his new field of employment.

The question being on the adoption of the resolution,

Mr. Foote called for the yeas and nays.

The resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Freeman,	Osborn,	Shoemaker,
Baxter,	Hinchman,	Packard,	Tyler,
Breitung,	Markey,	Perrin,	Waterbury,
Chamberlain,	Morgan,	Rankin,	Wilcox,
Wm. Cook,	Morse,	Read,	Williams,
Edsell,	Nelson,		

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NAYS.

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Mr. Perrin offered the following resolution:

Resolved, by the Senate, That Denison E. Groesbeck be and he is hereby appointed Engrossing and Enrolling Clerk of the Senate, in place of John L. Frisbie, resigned.

Mr. Read moved to amend the resolution so as to read as follows:

Resolved, That Denison E. Groesbeck is hereby elected Engrossing and Enrolling Clerk of the Senate, with authority to appoint an assistant for the remainder of the session, or so much thereof as his duties require.

Which motion prevailed.

The resolution as amended was then adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Foote,	Osborn,	Shoemaker,
Baxter,	Freeman,	Packard,	Tyler,
Breitung,	Markey,	Perrin,	Waterbury,
Burleigh,	Morgan,	Rankin,	Wilcox,
Chamberlain,	Morse,	Read,	Williams,
Wm. Cook,	Nelson,		

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NAYS.

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Mr. Tyler offered the following concurrent resolution:

Whereas, The rapidly increasing shipping and commerce of Saginaw Bay and the great lakes is becoming a matter of great importance to the safety of life and property, and demand the immediate construction of a harbor of refuge at the mouth of Pine river, on Saginaw Bay; therefore,

Resolved by the Senate (the House concurring), That our Senators and Representatives in Congress be requested to use their best endeavors to procure the necessary appropriation for the construction of a harbor of refuge at the mouth of Pine river, Bay county, Michigan.

Resolved, That His Excellency, the Governor, be requested to transmit copies of the foregoing preamble and resolution to each of our Senators and Representatives in Congress.

Which was adopted.

Mr. Burleigh offered the following resolution:

Resolved (the House concurring), That from and after Thursday, the 4th day of May, the two Houses will transact no further business than for the President of the Senate and the Speaker of the House of Representatives to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the Clerk of the House, and that the time of final adjournment of this Legislature shall be on Monday the 10th day of May.

Mr. Baxter moved that the resolution be laid on the table.

Mr. Burleigh called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Burch,	Mr. Markey,	Mr. Rankin,
Andrus,	Wm. Cook,	Morgan,	Redfield,
Baxter,	Edsell,	Morse,	Shoemaker,
Breitung,	Freeman,	Packard,	Williams,

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NAYS.

Mr. Burleigh,	Mr. Hinchman,	Mr. Perrin,	Mr. Waterbury,
Chamberlain,	Nelson,	Read,	Wilcox,
Foote,	Osborn,	Tyler,	

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Mr. Edsell moved to take from the table the following:
House bill No. 67, entitled

A bill to detach the county of Barry from the 17th judicial circuit, and attach the same to the twentieth judicial circuit;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,
On motion of Mr. Edsell,

The bill was then referred to the committee of the whole, and placed on the general order.

THIRD READING OF BILLS.

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9 of Article II. of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the bill by inserting the word "obstruct," after the word "nor," in line 5 of the fifth subdivision of section 9;

Which was agreed to.

Mr. Andrus, a majority of the Senators consenting thereto, moved to further amend the bill by adding to the end of the 7th subdivision of section 9, the following:

"*Provided*, That in transporting freight by the car, loaded by the shipper and unloaded by the consignee, no railroad company shall charge for transporting each of such cars more than six dollars for any distance not exceeding six miles, nor more than fifty cents for each additional mile. This provision shall not apply to the Upper Peninsula, nor to the Paw Paw railroad."

Which was agreed to.

Mr. Baxter moved to reconsider the vote by which the Senate agreed to the amendment;

Which motion prevailed.

The question being upon agreeing to the amendment,

Mr. Baxter moved to amend the amendment by striking out the word "six" where it first occurs and inserting in lieu thereof the word "eight," also by striking out "six" where it occurs a second time and inserting "ten" in lieu thereof;

Which motion prevailed.

The question then being upon the adoption of the amendment,

The same was adopted.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Rankin,
Andrus,	Wm. Cook,	Morse,	Redfield,
Baxter,	Foote,	Osborn,	Shoemaker,
Breitung,	Freeman,	Packard,	Wilcox,
Burleigh,	Hinchman,	Perrin,	Williams,

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NAYS.

Mr. Burch,	Mr. Morgan,	Mr. Nelson,	Mr. Read,
Edsell,			

5

The question being on agreeing to the title,

Mr. Baxter moved to amend the same so as to read as follows:

A bill to amend the fifth and ninth clauses of section 9, of article 2, and section 10, of article 4, of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Markey,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Nelson,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the order of

THIRD READING OF BILLS.

House bill No. 413 (printed No. 190), entitled

A bill to amend section 93 of chapter 10 of the compiled laws of 1871, being compiler's section 583, relative to vacancies in the office of the Register of Deeds,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Osborn,	Mr. Shoemaker,	
Andrus,	Hinchman,	Packard,	Tyler,	
Baxter,	Markey,	Perrin,	Waterbury,	
Breitung,	Morgau,	Rankin,	Wilcox,	
Burleigh,	Morse,	Redfield,	Williams,	
Chamberlain,	Newcomb,			22

NAYS.

0

Title agreed to.

House bill No. 527 (printed No. 166), entitled

A bill relative to the proof of copartnership, in certain cases,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Baxter,	Hinchman,	Packard,	Tyler,	
Breitung,	Markey,	Perrin,	Wilcox,	
Burleigh,	Morgan,	Rankin,	Williams,	
Chamberlain,	Morse,			22

NAYS.

0

Title agreed to.

House bill No. 522 (printed No. 161), entitled

A bill relative to the acknowledgment of deeds and other instruments affecting real property by married women.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Baxter,	Hinchman,	Packard,	Tyler,	
Breitung,	Markey,	Perrin,	Waterbury,	
Burleigh,	Morgan,	Rankin,	Wilcox,	
Chamberlain,	Morse.	Read,	Williams,	24

NAYS.

0

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 288 (printed No. 167), entitled

A bill authorizing the mortgagee or his legal representative to purchase property on sale by foreclosure, under chattel mortgages,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Baxter,	Hinchman,	Packard,	Tyler,	
Breitung,	Markey,	Perrin,	Waterbury,	
Burleigh,	Morgan,	Rankin,	Wilcox,	
Chamberlain,	Morse,	Read,	Williams,	24

NAYS.

0

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 221 (printed No. 116), entitled

A bill to authorize John S. Malcomson et al., to build a dam across the outlet of Morrison Lake, in the county of Ionia,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Redfield,	
Baxter,	Freeman,	Osborn,	Shoemaker,	
Breitung,	Hinchman,	Perrin,	Tyler,	
Burleigh,	Markey,	Rankin,	Wilcox,	
Chamberlain,	Morgan,	Read,		19

NAYS.

0

Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 484 (printed No. 215), entitled

A bill to restrict the payment of contracts payable in swamp lands of the Upper Peninsula to the lands in the county in which the work done under the contract is performed ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Baxter,	Hinchman,	Packard,	Tyler,	
Breitung,	Markey,	Perrin,	Waterbury,	
Burleigh,	Morgan,	Rankin,	Wilcox,	
Chamberlain,	Morse,	Read,	Williams,	24

NAYS.

0

Title agreed to.

House bill No. 145 (printed No. 157), entitled

A bill for the incorporation of eclectic medical societies ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Shoemaker,	
Andrus,	Freeman,	Packard,	Waterbury,	
Breitung,	Hinchman,	Rankin,	Wilcox,	
Burleigh,	Markey,	Read,	Williams,	
Chamberlain,	Morse,	Redfield,		19

NAYS.

Mr. Baxter,	Mr. Morgan,	Mr. Osborn,	Mr. Perrin,	4
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Title agreed to.

On motion of Mr. Chamberlain,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 215, entitled

A bill to amend sections 1, 2, 3, 4, 5, 8, and 9, of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, and 4053 of the compiled laws of 1871, relative to the collection of tolls and for the care, charge and operating of the St. Mary's Falls Ship Canal,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Baxter,	Hinchman,	Packard,	Tyler,	
Breitung,	Markey,	Perrin,	Waterbury,	
Burleigh,	Morgan,	Rankin,	Wilcox,	
Chamberlain,	Morse,	Read,	Williams,	24

NAYS.

0

Title agreed to.

On motion of Mr. Breitung,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 217, entitled

A bill to amend section 8 of act No. 345 of the session laws of 1869, approved March 24, 1869, entitled "An act to incorporate the village of Rochester,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Baxter,	Hinchman,	Packard,	Tyler,	
Breitung,	Markey,	Perrin,	Waterbury,	
Burleigh,	Morgan,	Rankin,	Wilcox,	
Chamberlain,	Morse,	Read,	Williams,	24

NAYS.

0

Title agreed to.

House joint resolution No. 42 (printed No. 22), entitled

Joint resolution authorizing the Board of State Auditors to make an equitable settlement with Thomas Robinson,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Hinchman,	Osborn,	Shoemaker,	
Breitung,	Markey,	Packard,	Tyler,	
Burleigh,	Morgan,	Perrin,	Waterbury,	
Burch,	Morse,	Rankin,	Wilcox,	
Chamberlain,	Nelson,	Read,	Williams,	25
Foote,				

NAYS.

1

Mr. Baxter,

The question being on agreeing to the title and preamble,

Mr. Baxter moved to amend the title and preamble by striking out the following of the preamble:

"And whereas, That, from the mode of keeping accounts then practiced in the State Land Office, it is now impossible to give the said Thomas Robinson his proper credit; therefore,"

Which motion prevailed.

The title and preamble as amended were then agreed to.

On motion of Mr. Waterbury,

By a two-thirds vote of all the Senators elect the joint resolution was ordered to take immediate effect.

House joint resolution No. 33 (printed No. 13), entitled

Joint resolution for dating of pensions allowed by the United States Government,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Perrin,	Mr. Shoemaker,
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Mr. Baxter, Breitung, Burleigh, Burch,	Mr. Nelson, Newcomb, Packard,	Mr. Rankin, Read, Redfield,	Mr. Waterbury, Wilcox, Williams,	17
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NAYS.

Mr. Andrus, Chamberlain,	Mr. Freeman, Hinchman,	Mr. Markey, Morgan,	Mr. Morse, Tyler,	8
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Title and preamble agreed to.

House bill No. 97 (printed No. 58), entitled

A bill to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of the compiled laws of 1871," an act entitled "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Breitung, Burleigh, Burch, Chamberlain, Edsell,	Mr. Foote, Freeman, Hinchman, Morse, Nelson,	Mr. Newcomb, Packard, Perrin, Rankin, Read,	Mr. Shoemaker, Tyler, Waterbury, Williams,	19
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NAYS.

Mr. Adair, Andrus,	Mr. Baxter, Markey,	Mr. Morgan, Osborn,	Mr. Redfield, Wilcox,	8
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Title agreed to.

House bill No. 3 (printed No. 104), entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, entitled "Primary schools," being compilers' section 3641,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain,	Mr. Edsell, Foote, Hinchman, Markey, Morgan, Morse,	Mr. Newcomb, Packard, Perrin, Rankin, Read,	Mr. Redfield, Shoemaker, Tyler, Wilcox, Williams,	22
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NAYS.

Mr. Burch, Freeman,	Mr. Nelson,	Mr. Osborn,	Mr. Waterbury,	5
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The question being on agreeing to the title,

Mr. Williams moved to amend the title so as to read as follows:

A bill to amend compiler's section 3641 of the compiled laws of 1871, relating to primary school districts, as amended by act No. 230 of the session laws of 1875,

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 584 (printed No. 163), entitled

A bill to provide for replacing conveyances made on judicial sales, and which have been lost or destroyed;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Reed,	
Andrus,	Foote,	Newcomb,	Redfield,	
Baxter,	Freeman,	Osborn,	Shoemaker,	
Breitung,	Hinchman,	Packard,	Tyler,	
Burleigh,	Markey,	Perrin,	Waterbury,	
Burch,	Morgan,	Rankin,	Williams,	
Chamberlain,	Morse,			26

NAYS.

0

Title agreed to.

Senate bill No. 176, entitled

A bill to amend section 9 of chapter 5A, of the compiled laws of 1871, being compiler's section 1992, relative to gaming,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Redfield,	
Andrus,	Foote,	Osborn,	Shoemaker,	
Baxter,	Freeman,	Packard,	Tyler,	
Breitung,	Hinchman,	Perrin,	Waterbury,	
Burleigh,	Markey,	Rankin,	Wilcox,	
Burch,	Morgan,	Read,	Williams,	
Chamberlain,	Morse,			26

NAYS.

0

The question being on agreeing to the title,

Mr. Baxter moved to amend the title so as to read as follows:

A bill to amend sections 9 and 15 of chapter 55, of the compiled laws of 1871, being compiler's section 1992 and 1998, relative to gaming;

Which motion prevailed.

The title as amended was then agreed to.

House joint resolution No. 21 (printed No. 21), entitled

Joint resolution authorizing the board of State auditors to dispose of the surplus copies of the session laws, journals, and documents of the State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Redfield,	
Andrus,	Foote,	Newcomb,	Shoemaker,	
Baxter,	Freeman,	Osborn,	Tyler,	
Breitung,	Hinchman,	Packard,	Waterbury,	
Burleigh,	Markey,	Perrin,	Wilcox,	
Burch,	Morgan,	Rankin,	Williams,	
Chamberlain,	Morse,	Read,		27

NAYS.

0

Title and preamble agreed to.

On motion of Mr. Waterbury,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House joint resolution No. 24 (printed No. 26), entitled

Joint resolution authorizing the Auditor General to correct certain certificates of tax sales issued to Meritt H. Waterman, and the records thereof, and of such sales;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Redfield,	
Andrus,	Foote,	Newcomb.	Shoemaker,	
Baxter,	Freeman,	Osborn,	Tyler,	
Breitung,	Hinchman,	Packard,	Waterbury,	
Burleigh,	Markey,	Perrin,	Wilcox,	
Burch,	Morgan,	Rankin,	Williams,	
Chamberlain,	Morse,	Read,		27
				0

NAYS.

Title and preamble agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House joint resolution No. 13 (printed No. 4), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Geo. Dayton,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Breitung,	Hinchman,	Packard,	Tyler,	
Burleigh,	Markey,	Perrin,	Waterbury,	
Burch,	Morgan,	Rankin,	Wilcox,	
Chamberlain,	Morse,	Read,	Williams,	
Edsell,	Nelson,			26

NAYS.

Mr. Baxter, 1

The question being on agreeing to the title and preamble,

Mr. Baxter moved to amend the title so as to read as follows:

Joint resolution authorizing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to George Dayton;

Which motion prevailed.

The title and preamble as amended were then agreed to.

House joint resolution No. 26 (printed No. 20), entitled

Joint resolution for the better security of persons transacting business with the State Land Office, Secretary of State, and the Auditor General's Office, and to require from the Commissioner of the State Land Office, Secretary of State, and the Auditor General suitable bonds,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Baxter,
Burleigh,

Mr. Burch,
Chamberlain,

Mr. Edsell,
Markey,

Mr. Read,
Tyler,

9

NAYS.

Mr. Andrus,
Breitung,
Foote,
Freeman,
Hinchman,

Mr. Morgan,
Morse,
Nelson,
Newcomb,

Mr. Osborn,
Packard,
Perrin,
Rankin,

Mr. Redfield,
Waterbury,
Wilcox,
Williams,

17

Senate bill No. 116, entitled

A bill to authorize the incorporation of coöperative savings associations,
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Andrus,
Breitung,
Burleigh,
Burch,
Chamberlain,

Mr. Edsell,
Foote,
Freeman,
Hinchman,
Markey,
Morse,

Mr. Newcomb,
Osborn,
Packard,
Rankin,
Read,
Redfield,

Mr. Shoemaker,
Tyler,
Waterbury,
Wilcox,
Williams,

23

NAYS.

Mr. Baxter,

1

Title agreed to.

House bill No. 574 (printed No. 201), entitled

A bill to amend section 1 of title 15 of an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875, being act No. 282 of the session laws of 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Andrus,
Baxter,
Breitung,
Burleigh,
Burch,
Chamberlain,

Mr. Edsell,
Foote,
Freeman,
Hinchman,
Markey,
Morgan,

Mr. Morse,
Newcomb,
Osborn,
Packard,
Perrin,
Rankin,

Mr. Read,
Redfield,
Shoemaker,
Tyler,
Waterbury,
Williams,

25

NAYS.

0

Title agreed to.

On motion of Mr. Hinchman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 292 (printed No. 162), entitled

A bill to amend section 34, of chapter 176, of the compiled laws of 1871, being compiler's section 5070, relative to "receivers in chancery,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Footo,	Osborn,	Shoemaker,
Baxter,	Freeman,	Packard,	Tyler,
Breitung,	Hinchman,	Perrin,	Waterbury,
Burleigh,	Markey,	Rankin,	Wilcox,
Burch,	Morgan,	Read,	Williams,
Chamberlain,	Morse,		

26

NAYS.

0

Title agreed to.

House bill No. 442 (printed No. 297), entitled

A bill to amend section 21 of chapter 176 of the compiled laws of 1871, being compiler's section 5057, relative to the general powers, duties, and jurisdiction of the circuit court in chancery,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Hinchman,	Osborn,	Shoemaker,
Breitung,	Markey,	Perrin,	Tyler,
Burch,	Morgan,	Rankin,	Wilcox,
Edsell,	Morse,	Read,	Williams,
Footo,			

21

NAYS.

Mr. Burleigh,	Mr. Nelson,	Mr. Waterbury,
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3

Title agreed to.

House bill No. 520 (printed No. 165), entitled

A bill to amend section 7 of chapter 156 of the compiled laws of 1871, being compiler's section 4383,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Osborn,	Mr. Rankin,	Mr. Wilcox,
Breitung,	Perrin,	Redfield,	Williams,
Morgan,			

9

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Morse,	Mr. Shoemaker,
Burleigh,	Footo,	Nelson,	Tyler,
Burch,	Hinchman,	Read,	Waterbury,
Chamberlain,	Markey,		

14

House bill No. 191 (printed No. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto, to stand as section 2 of said act;

Was read a third time, and pending the taking of the vote thereon,

Mr. Waterbury moved that the same be laid on the table;

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Footé,	Osborn,	Shoemaker,
Baxter,	Hinchman,	Packard,	Tyler,
Breitung,	Markey,	Perrin,	Waterbury,
Burleigh,	Morgan,	Rankin,	Wilcox,
Burch,	Morse,	Read,	Williams,
Chamberlain,	Nelson,		

26

NAYS.

0

Title agreed to.

House bill No. 115 (printed No. 117), entitled

A bill for the more effectual prevention of cruelty to animals,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the bill by striking out all of section 10 after the word "individuals," in line 3 ;

Which was not agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Osborn,	Mr. Shoemaker,
Andrus,	Hinchman,	Perrin,	Tyler,
Baxter,	Markey,	Rankin,	Waterbury,
Burch,	Morgan,	Read,	Wilcox,
Chamberlain,	Nelson,	Redfield,	Williams,
Edsell,	Newcomb,		

22

NAYS.

0

Title agreed to.

House bill No. 473 (printed No. 204), entitled

A bill to establish the weight of a bushel of apples,

Was read a third time, and pending the taking of the vote thereon,

Mr. Read, a majority of the Senators consenting thereto, moved to amend the bill by striking out the word "fifty" in line 2 of section 1, and inserting in lieu thereof the word "forty-eight ;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Burch,	Mr. Morse,	Mr. Read,
Andrus,	Edsell,	Nelson,	Redfield,
Baxter,	Footé,	Packard,	Waterbury,
Breitung,	Freeman,	Perrin,	Wilcox,
Burleigh,	Hinchman,	Rankin,	

19

NAYS.

Mr. Markey,	Mr. Morgan,	Mr. Tyler,	3
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Title agreed to.

House bill No. 179 (printed No. 102), entitled

A bill to amend section 16 of chapter 9 of the compiled laws of 1871, being compiler's number 446, relating to county buildings and furnishing same,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter moved that the further consideration of the bill be indefinitely postponed.

Mr. Morse called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Newcomb,	2
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NAYS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Redfield,
Andrus,	Freeman,	Packard,	Shoemaker,
Breitung,	Hinchman,	Perrin,	Tyler,
Burleigh,	Markey,	Rankin,	Wilcox,
Burch,	Morse,	Read,	Williams,
Chamberlain,			21

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Shoemaker,
Breitung,	Hinchman,	Perrin,	Tyler,
Burleigh,	Markey,	Rankin,	Wilcox,
Burch,	Morse,	Read,	Williams,
Foote,	Nelson,	Redfield,	19

NAYS.

Mr. Baxter,	Mr. Chamberlain,	Mr. Edsell,	Mr. Waterbury,	4
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Title agreed to.

Senate bill No. 202, entitled

A bill to provide for the establishment, government, and control of union work-houses, and alms-houses;

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Rankin,
Baxter,	Edsell,	Morse,	Read,
Breitung,	Freeman,	Newcomb,	Redfield,
Burch,	Hinchman,	Osborn,	Williams,
			16

NAYS.

Mr. Andrus,	Mr. Perrin,	Mr. Shoemaker,	Mr. Tyler,	5
Foote,				

Mr. Baxter moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Baxter,

The bill was laid on the table.

House bill No. 254 (printed No. 118), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137, relative to the State Reform School,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Redfield,	
Andrus,	Foote,	Newcomb,	Shoemaker,	
Baxter,	Freeman,	Osborn,	Tyler,	
Breitung,	Hinchman,	Perrin,	Waterbury,	
Burleigh,	Markey,	Rankin,	Williams,	
Burch,	Morse,	Read,		23

NAYS.

0

Title agreed to.

House bill No. 597 (printed No. 140), entitled

A bill to amend section 2009 of the compiled laws of 1871, being section 1 of the revised statutes of 1846,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Morse,	Mr. Redfield,	
Andrus,	Edsell,	Newcomb,	Shoemaker,	
Baxter,	Foote,	Osborn,	Tyler,	
Breitung,	Freeman,	Perrin,	Waterbury,	
Burleigh,	Hinchman,	Rankin,	Williams,	
Burch,	Markey,	Read,		23

NAYS.

0

The question being on agreeing to the title,

Mr. Adair moved to amend the title by adding thereto the following: "relative to timber and lumber floating upon waters, or carried upon adjoining lands;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Foote,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 357 (printed No. 192), entitled

A bill to incorporate the village of Rogers,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Read,	
Andrus,	Foote,	Newcomb,	Redfield,	
Baxter,	Freeman,	Osborn,	Shoemaker,	
Breitung,	Hinchman,	Packard,	Tyler,	
Burleigh,	Markey,	Perrin,	Waterbury,	
Burch,	Morse,	Rankin,	Williams,	
Chamberlain,				25

NAYS.

0

Title agreed to.

On motion of Mr. Hinchman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment of bills, to whom was referred
A bill to regulate the time for holding the annual meeting and the manner of
electing trustees in Union school district No. 1, of the city of Jackson, and to
repeal section 2 of act 230, of the session laws of 1875, approved May 3, 1875,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

JOHN L. BURLEIGH, *Acting Chairman.*

Report accepted and committee discharged.

By unanimous consent,

The committee on cities and villages submitted the following report :

The committee on cities and villages to whom was referred

House bill No. 196 (printed No. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti,

Respectfully report that they have had the same under consideration, and
have directed me to report the same back to the Senate with amendments
thereto, recommending that the amendments be concurred in, and that the bill
when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its
passage

It was then passed, a majority of all the Senators elect voting therefor, by
yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Andrus,	Foote,	Nelson,	Redfield,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Tyler,
Burleigh,	Markey	Packard,	Waterbury,
Burch,	Morgan,	Perrin,	Williams,
Chamberlain,			

25

NAYS.

0

Title agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take
immediate effect.

By unanimous consent,

Mr. Redfield offered the following resolution :

Resolved, That the Governor be respectfully requested to return to the Senate
Senate bill No. 201, entitled

A bill to provide for the distribution of the Legislative Manual of 1877;

Which motion prevailed.

Mr. Baxter moved to take from the table the following :

Senate bill No. 202, entitled

A bill to provide for the establishment, government and control of Union
work-houses and alms-houses ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Adair,	Mr. Chamberlin,	Mr. Markey,	Mr. Packard,
Baxter,	Edsell,	Morgan,	Redfield,
Breitung,	Foote,	Morse,	Tyler,
Burleigh,	Freeman,	Newcomb,	Williams,
Burch,	Hinchman,	Osborn,	

19

NAYS.

Mr. Andrus,	Mr. Perrin,	Mr. Shoemaker,	Mr. Waterbury,
Nelson,	Read,		

6

Title agreed to.

Mr. Perrin asked and obtained leave of absence for himself for to-morrow forenoon.

On motion of Mr. Waterbury,

The Senate adjourned.

Lansing, Thursday, April 19, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Fairfield.

Roll called: a quorum present.

BILL PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bill to the Governor under the rules:

A bill to regulate the time for holding the annual meeting and the manner of electing trustees in Union School district No. 1, of the city of Jackson, and to repeal section 2 of act 230, of the session laws of 1875, approved May 3, 1875.

REPORTS OF STANDING COMMITTEES.

By the committee on Public Health:

The committee on Public Health, to whom was referred

House bill No. 28 (printed No. 127), entitled

A bill to amend act No. 181 of session laws of 1875, being an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, approved May 1, 1875;

Respectfully report that they have had the same under consideration, and as your committee believe that the safety and protection of the lives and property of the citizens of our State, is a consideration of far greater importance, and more to be desired than the enriching of foreign "oil refiners," and whereas the above named bill would, if it became a law, practically cut off all inspec-

tion of said oils, and holding the opinion that the immunity we have had in recent years in this State from disastrous fires and loss of life in consequence of explosions of such oils, has been mainly owing to the careful inspection and safe test which has been provided, required, and maintained by the present law, the committee have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

R. H. OSBORN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Andrus,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 231 (printed No. 195), entitled

A bill to amend sections 64 and 66 of the general banking law, entitled "An act to authorize the business of banking," approved February 16, 1857, and the acts amendatory thereto, the same being sections 2245 and 2247 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. C. EDSSELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 17, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to provide for the division of the township of Hamtramck, Wayne county, into two districts for general election purposes.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 461 (printed No. 244), entitled

A bill to limit the pay of supervisors while in attendance upon any special meeting of the board of supervisors;

Which has passed the House by a majority vote of all the members elect, and

by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute," approved February 25, 1861, approved March 2, 1865,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 159 (printed No. 206), entitled

A bill to amend section 1 of chapter 253, being section 7777 of the compiled laws of 1871, relative to the racing of animals;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 124, entitled

A bill to amend section 86, of chapter 178 of the compiled laws of 1871, being compiler's section 5334, relative to adjournment of civil causes in justices' courts,

Which the Senate amended as follows:

1. By striking out of lines 4 and 5 the words, "unless by consent of the parties to such suit," and inserting in lieu thereof the following: "unless the

parties to such suit stipulate upon the docket of the justice for a longer time, not exceeding six months in all;”

2. By prefixing to recited section 86 the figures (5334),

And in which amendments the House refused to concur, and from which amendments the Senate refused to recede; and now to inform the Senate that the House still refuses to concur in the said amendments; and as to the disagreement requests a committee of conference, Messrs. Edwards, J. C. Sawyer, and Norris having been appointed on the part of the House as such committee.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Foote moved that a committee of conference upon the part of the Senate be appointed to act with the committee of the House upon the disagreement of the two houses relative to the bill;

Which motion prevailed.

The President named as such committee Senators Foote, Baxter, and Newcomb.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 188, entitled

A bill making appropriations for the State reform school for the years 1877 and 1878.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 18, 1877. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 90, entitled

A bill to amend an act entitled “An act relative to laying out, altering, and discontinuing highways,” being chapter 26 of compiled laws of 1871, by adding thereto a new section, to stand as section 21;

And to inform the Senate that the House has amended the same as follows:

Amend section 2 by striking out all of the section after the word “railroad,” where it first occurs in line 2, and inserting in lieu of the part stricken out the following: “The same proceedings shall be had as provided in this act for laying out, altering, or discontinuing highways; and when so laid out as aforesaid, the company operating such railroad shall be and is hereby required to construct and maintain at such crossing, cattle guards, fences, and other protections suitable and sufficient to prevent cattle and other animals from getting on such railroad. Until such cattle guards, fences, and other protections shall be duly

made such company shall be liable for all damages done to cattle or other animals thereon, resulting from the neglect of such company to comply with the requirements aforesaid;

In the passage of which, as thus amended, the House has concurred, by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. McElroy moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Nelson,	Mr. Shoemaker,
Andrus,	Markey,	Newcomb,	Tyler,
Breitung,	McElroy,	Osborn,	Waterbury,
Burch,	Morgan,	Rankin,	Wilcox,
Chamberlain,	Morse,	Read,	Williams, 20

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 111, entitled

A bill relating to the punishment of bank, safe, and vault robbery;

And to inform the Senate that the House has amended the same as follows:

By striking out in line 10 all after word "for," and inserting in lieu thereof, "any term of years:"

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Edsell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Shoemaker,
Andrus,	Foote,	Nelson,	Tyler,
Baxter,	Freeman,	Newcomb,	Waterbury,
Breitung,	Markey,	Osborn,	Wilcox,
Burch,	McElroy,	Rankin,	Williams,
Chamberlain,	Morgan,	Read,	23

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Mr. Packard,

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 438 (printed No. 235), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county of Ingham, and State of Michigan, to be attached to the second regiment of State troops;

2. House bill No. 513 (printed No. 236), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw, and State of Michigan, to be attached to the first regiment of State troops;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were read a first and second time by their titles, and referred to the committee on military affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 284, entitled

A bill to legalize the vote in the county of Gratiot to issue bonds for the purpose of building a jail;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 383 (printed No. 138), entitled

A bill relative to selling, furnishing, or allowing intoxicating liquors to minors under the age of eighteen years;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

MOTIONS AND RESOLUTIONS.

Mr. Tyler moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 192 (printed No 96), entitled

A bill to amend sections 4, 5, 29, and 50, of act number 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section 57 of said act number 249, as amended by section 1 of act number 263, laws of 1873, approved April 22, 1873,

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Chamberlain,

The Senate went into committee of the whole on the general order.

Mr. Andrus in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 67, entitled

A bill to detach the county of Barry from the 17th judicial circuit, and attach the same to the 20th judicial circuit,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. Senate bill No. 131, entitled

A bill to provide for the organization, regulation and management of the Asylums for the Insane, and effectually to provide for the care, maintenance, and recovery of the insane;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate, and ask leave to sit again.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the first named bill.

On motion of Mr. Burch,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Andrus,
Baxter,
Breitung,
Burleigh,
Burch,

Mr. Chamberlain, Mr. Morse,
Edsell,
Foote,
Markey,
McElroy,
Morgan,

Nelson,
Newcomb,
Osborn,
Packard,
Rankin,

Mr. Shoemaker,
Tyler,
Waterbury,
Wilcox,
Williams,

NAYS. .

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The question being on agreeing to the title,
Mr. Burch moved to amend the title by striking out the word "twentieth,"
and inserting in lieu thereof the word "fifth;"

Which motion prevailed.

The title, as amended was then agreed to.

On motion of Mr. Andrus,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Williams,

Leave was granted the committee to sit again for the further consideration of the second named bill.

The committee on engrossment and enrollment of bills submitted the following report:

The committee on engrossment and enrollment of bills, to whom was referred Senate manuscript bill entitled

A bill to detach certain territory from the present township of Alabaster in Iosco county and organize the same into a separate township, to be known as the township of Burleigh,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Acting Chairman.*

Report accepted and committee discharged.

By unanimous consent,

Mr. Shoemaker offered the following resolution:

Resolved, That the Governor be respectfully requested to return to the Senate Senate bill No. 105, entitled

A bill to regulate the time for holding the annual meeting and the manner of electing trustees in union school district No. 1 of the city of Jackson and to repeal section 2 of act 230 of the session laws of 1875, approved May 3, 1875;

Which motion prevailed.

Mr. Williams moved to take from the table the following:

House bill No. 194 (printed No. 135), entitled

A bill to amend section 11, of chapter 159, of the compiled laws of 1871, being compiler's section 4491, relative to commissions allowed executors;

Which motion prevailed.

On motion of Mr. Williams,

The bill was recommitted to the committee on the judiciary.

On motion of Mr. Tyler,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lausung, April 19, 1877. }

To the President of the Senate:

I am directed by the Governor to return to the Senate

A bill to regulate the time for holding the annual meeting and the manner of electing trustees in Union School District No. 1, of the city of Jackson, and to repeal section 2 of act 230 of the session laws of 1875, approved May 3, 1875,

As requested by a resolution of the Senate of this date.

GEO. H. HOPKINS,
Private Secretary.

The message was laid on the table.

Mr. Shoemaker moved to reconsider the vote by which the Senate concurred in the amendment made to the title of the bill by the House, adding thereto the following: "And to repeal section 2, of act 230, of the session laws of 1875, approved May 3, 1875;"

Which motion prevailed.

The question then being on concurring in the amendment made to the title of the bill by the House.

Mr. Shoemaker moved to amend the amendment so as to read as follows: "And to repeal section 2, of act No. 340 of the session laws of 1875, approved April 22, 1875;"

Which motion prevailed.

The amendment to the title as amended was then concurred in, and the title, as amended, agreed to.

Mr. Shoemaker then moved to reconsider the vote by which the Senate concurred in the amendment made to the bill by the House, adding a new section thereto, to stand as section 10, and to read as follows:

"Sec. 10. That section 2, of act 230, of the session laws of 1875, approved May 3d, 1875, is hereby repealed;"

Which motion prevailed.

The question then being on concurring in the above named amendment to the bill by the House,

Mr. Shoemaker moved to amend the amendment so that it should read as follows:

"Sec. 10. Section 2 of act 340 of the session laws of 1875, approved April 22, 1875, is hereby repealed;"

Which motion prevailed.

The question then being on concurring in the amendment made to the bill by the House, as amended,

The same was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Freeman,	Osborn,	Shoemaker,	
Baxter,	Markey,	Packard,	Tyler,	
Breitung,	McElroy,	Perrin,	Waterbury,	
Burleigh,	Morgan,	Rankin,	Wilcox,	
Chamberlain,	Nelson,	Read,	Williams,	24

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The committee on engrossment and enrollment of bills submitted the following report :

The committee on engrossment and enrollment of bills, to whom was referred Joint resolution requesting the Commissioner of Insurance to confer with Commissioners of Insurance in other States, and prepare and present to the next Legislature in January, 1879, a form of law to govern life insurance companies doing business in this State ;

Also,

A bill to amend sections 12 and 15 of act No. 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled " An act to incorporate the city of Coldwater," approved Feb. 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873 ;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Acting Chairman.*

Report accepted and committee discharged.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the general order.

Mr. Andrus in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

1. Senate bill No. 131, entitled

A bill to provide for the organization, regulation, and management of the asylums for the insane, and effectually to provide for the care, maintenance, and recovery of the insane ;

2. Senate bill No. 71, entitled

A bill to amend section 4738, 4739 and 4740 of the compiled laws of 1871, relative to divorce ;

3. House bill No. 134 (printed No. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have had under consideration the following :

4. Senate bill No. 190, entitled

A bill to protect travel on the public highways ;

5. Senate bill No. 219, entitled

A bill to authorize the East Saginaw, Vassar, and Sanilac Plank Road Company to discontinue certain portions of said road ;

6. House bill No. 269 (printed No. 196), entitled

A bill to allow plate glass insurance companies to do business in this State ;

7. House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan :

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

8. Senate bill No. 218, entitled

A bill to provide for county superintendents of schools, and to repeal all of sections 8 and 14, which relate to superintendents of schools, and to repeal all of sections 104, 105, 106, 107, 108, 109, and 110 of act No. 42 of the session laws of 1875, approved March 20th, 1875, relative to the powers and duties of townships, and election and duties of township officers,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following joint resolution:

1. House joint resolution No. 18 (P. O. 24), entitled

Joint resolution authorizing the issuing of a patent to Thomas Burns, of the county of St. Clair, upon primary school land certificate number 6353.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following joint resolution:

2. House joint resolution No. 52 (printed No. 23), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

W. P. ANDRUS, *Chairman*.

Report accepted and committee discharged.

The fourth, fifth, sixth, and seventh named bills and the second named joint resolution were placed on the order of third reading.

On motion of Mr. Perrin,

The Senate concurred in the amendments made by the committee to the first, second and third named bills, and the first named joint resolution, and the first and second named bills and the first named joint resolution were placed on the order of third reading.

On motion of Mr. Morgan,

The third named bill was ordered re-printed, and placed on the order of third reading.

Mr. Edsell moved that the Senate concur in the action of the committee in striking out all after the enacting clause in the eighth named bill.

Mr. Perrin called for the yeas and nays.

The action of the committee was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Shoemaker,	
Andrus,	Edsell,	Morse,	Waterbury,	
Burleigh,	Freeman,	Nelson,	Wilcox,	
Burch,	Hinchman,	Read,		15

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Mr. Baxter,	Mr. Osborn,	Mr. Perrin,	Mr. Tyler,
McElroy,	Packard,	Rankin,	Williams,
Newcomb,			

Pending the announcement of the vote,
Mr. Read moved that Mr. Waterbury be excused from voting;
Which motion did not prevail.
Mr. Waterbury then voted as recorded above.
On motion of Mr. Baxter,
The title and enacting clause of the bill were laid on the table.
On motion of Mr. Waterbury,
The Senate adjourned.

Lansing, Friday, April 20, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.
Prayer by the Rev. Dr. Duffield.
Roll called: a quorum present.
Absent without leave, Senator Wilcox.
Mr. Shoemaker asked and obtained leave of absence for Mr. Wilcox until Tuesday evening, April 24th.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills and joint resolution to the Governor, under the rules:

A bill to detach certain territory from the present township of Alabaster, in Iosco county, and organize the same into a separate township, to be known as the township of Burleigh.

Joint resolution requesting the Commissioner of Insurance to confer with Commissioners of Insurance in other States, and to prepare and present to the next Legislature, in January, 1879, a form of law to govern life insurance companies doing business in this State;

Also,

A bill to amend sections 12 and 15 of act No. 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved Feb. 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873.

REPORTS OF STANDING COMMITTEES.

By the committee on State House of Correction, and appropriations and finance, jointly:

The committee on State House of Correction, and appropriations and finance, jointly, to whom was referred

House bill No. 148 (printed No. 132), entitled

A bill making an appropriation for the current expenses of the State House of Correction for the years 1877 and 1878;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass.

The committee would state that under the general law, providing for the current expenses for institutions of this kind, they do not deem an especial appropriation necessary, but would recommend that the sum of thirty thousand dollars be added to the general appropriation bill, for the current expenses of the State House of Correction at Ionia for the years 1877 and 1878, and ask to be discharged from the further consideration of the subject.

C. D. NELSON,

Chairman Com. State House of Correction.

W. P. ANDRUS,

Chairman Com. Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Morse,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 461 (printed No. 244), entitled

A bill to limit the pay of supervisors while in attendance upon any special meeting of the board of supervisors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 284, entitled

A bill to legalize the vote in the county of Gratiot, to issue bonds for the purpose of building a jail;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs to whom was referred

House bill No. 159 (printed No. 206), entitled

A bill to amend section 1 of chapter 253, being section 7777 of the compiled laws of 1871, relative to the racing of animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 438 (printed No. 235), entitled

A bill to authorize the enlistment, organization, and equipping, and mustering into service a military company at the city of Mason, county of Ingham, and State of Michigan, to be attached to the 2d Regiment of State troops,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 513 (printed No. 236), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw, and State of Michigan, to be attached to the first regiment of State troops,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 264 (printed No. 230), entitled

A bill to provide for the bringing of joint suits by fellow workmen,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Perrin,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 390 (printed No. 179), entitled

A bill to repeal an act to prevent fishing during the months of December, January, February, and March, in the inland lakes in the county of Oceana, approved April 16, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. V. TYLER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, April 19, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill.

House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 19, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 96, entitled

A bill to amend an act to incorporate State and subordinate granges, approved April 8, 1875;

2. Senate bill No. 87, entitled

A bill providing for the transfer of unexpended balances of appropriations;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 19, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 567 (printed No. 243), entitled

A bill to authorize the board of supervisors in certain counties to reduce the number of superintendents of the poor,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 19, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 100, entitled

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved February 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869;

And to inform the Senate that the House has amended the same as follows:

1st. By inserting between the words "of" and "the," in the fifth line of section 13, the word "all;"

2d. By striking out in same section and line the words "voting thereon," and inserting "of said corporation;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Adair moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook.	Mr. Morgan,	Mr. Read,
Andrus,	Edsell,	Morse,	Redfield,
Baxter,	Freeman,	Nelson,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Burch,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Williams,
			28

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 19, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 57, entitled

A bill to amend section 50 of an act to revise and consolidate the laws relative

to the State Prison, being act No. 213 of the session laws of 1875, approved May 3d, 1875,

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 10, the word "inmate," and inserting "convict;,"
2. By striking out of line 11, the word "inmate," and inserting "convict;,"
3. By striking out of line 12, the word "inmate," and inserting "convict;,"
4. By striking out of line 14, the word "inmate," and inserting "convict;,"
5. By striking out of line 18, the word "inmate," and inserting "convict;,"
6. By striking out of line 21, the word "inmate," and inserting "convict;,"
7. By striking out of line 25, the word "inmate," and inserting "convict;,"

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Edsell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Rankin,
Andrus,	Edsell,	Morgan,	Read,
Baxter,	Freeman,	Nelson,	Redfield,
Breitung,	Hinchman,	Newcomb,	Shoemaker,
Burch,	Jenney,	Osborn,	Waterbury,
Chamberlain,	Markey,	Perrin,	23

NAYS.

Mr. Burleigh,	Mr. Packard,	Mr. Tyler,	Mr. Williams,
Morse,	Taylor,		6

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 19, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 366 (printed No. 278), entitled

A bill to amend sections 1, 2, 4, and 7 of article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6, and 7 of article 8, section 1 of article 10, section 4 of article 12, section 1 of article 13, section 1 of article 15, section 1 of article 19, and section 1 of article 21, of an act entitled "An act to re-incorporate the village of St. Louis," approved March 28, 1873, as amended by an act approved April 23, 1875;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

Mr. Andrus moved to take from the table the following :

Senate joint resolution No. 12, entitled

Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employés of the Michigan State Centennial Board of Managers,

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:-

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Rankin,
Andrus,	Edsell,	Morse,	Read,
Baxter,	Freeman,	Nelson,	Redfield,
Breitung,	Hinchman,	Newcomb,	Taylor,
Burleigh,	Jenney,	Osborn,	Waterbury,
Burch,	Markey,	Packard,	Williams,
Chamberlain,	McElroy,	Perrin,	
			27

NAYS.

Mr. Foote,	Mr. Shoemaker,	Mr. Tyler,	3
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Title and preamble agreed to.

Mr. Morgan moved that the Secretary be directed to respectfully request the Governor to return to the Senate

Senate bill No. 160, entitled

A bill to amend sections 12 and 15 of act number 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873;

Which motion prevailed.

THIRD READING OF BILLS.

Senate bill No. 190, entitled

A bill to protect travel on the public highways,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,
Andrus,	Foote,	Morse,	Redfield,
Baxter,	Freeman,	Nelson,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Burch,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Williams,
Wm. Cook,			
			29

NAYS.

0

Title agreed to.

Senate bill No. 219, entitled

A bill to authorize the East Saginaw, Vassar, and Sanilac Plank Road Company to discontinue certain portions of said road,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Andrus,	Foote,	Nelson,	Redfield,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Burch,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Williams,
Wm. Cook,	Morgan,		

30

NAYS.

0

Title agreed to.

House bill No. 269 (printed No. 196), entitled

A bill to allow plate glass insurance companies to do business in this State;

Was read a third time, and pending the taking of the vote thereon,

Mr. Shoemaker moved that the same be laid on the table;

Which motion prevailed.

House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan,

Was read a third time, and pending the taking of the vote thereon,

Mr. Waterbury moved that the same be laid on the table;

Which motion prevailed.

The President called the President *pro tem.* to the chair.

House joint resolution No. 52 (printed No. 23), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton, and Ontonagon railroad,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Read,
Andrus,	Foote,	Morse,	Redfield,
Baxter,	Freeman,	Nelson,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Burch,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Williams,

28

NAYS.

Mr. Edsell,

1

Title and preamble agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

Senate bill No. 131, entitled

A bill to provide for the organization, regulation, and management of the Asylums for the Insane, and effectually to provide for the care, maintenance, and recovery of the insane,

Was read a third time, and pending the taking of the vote thereon,

Mr. Newcomb, a majority of the Senators consenting thereto, moved to amend the bill by striking out the word "ordinary" in line 1 of section 34, and inserting in lieu thereof the word "necessary;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Rankin,
Andrus,	Foote,	Morse,	Reed,
Baxter,	Freeman,	Nelson,	Redfield,
Breitung,	Hinchman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Taylor,
Burch,	Markey,	Packard,	Waterbury,
Chamberlain,	McElroy,	Perrin,	Williams,
Wm. Cook,			

29

NAYS.

0

Title agreed to.

On motion of Mr. Read,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Senate bill No. 71, entitled

A bill to amend sections 4738, 4739, and 4740 of the compiled laws of 1871, relative to divorce,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Packard,
Andrus,	Edsell,	Morgan,	Perrin,
Baxter,	Foote,	Morse,	Rankin,
Breitung,	Freeman,	Nelson,	Read,
Burleigh,	Hinchman,	Newcomb,	Waterbury,
Burch,	Jenney,	Osborn,	Williams,
Chamberlain,	Markey,		

26

NAYS.

Mr. Redfield,	Mr. Shoemaker,	
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2

Pending the announcement of the vote,

Mr. Adair moved that Mr. Redfield be excused from voting;

Which motion did not prevail.

Mr. Redfield then voted as recorded above.

The question being on agreeing to the title,

Mr. Perrin moved to amend the title so as to read as follows:

A bill to amend section 4741 of the compiled laws of 1871, relative to divorce;

Which motion prevailed.

The title as amended was then agreed to.

House joint resolution No. 18 (printed No. 24), entitled

Joint resolution authorizing the issuing of a patent to Thomas Burns, of the county of St. Clair, upon primary school land certificate No. 6353;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Rankin,
Andrus,	Freeman,	Nelson,	Read,
Breitung,	Jenney,	Newcomb,	Redfield,
Burch,	Markey,	Osborn,	Shoemaker,
Chamberlain,	McElroy,	Packard,	Waterbury,
Wm. Cook,	Morgan,	Perrin,	Williams,
Edsell,			

25

NAYS.

Mr. Baxter,	1
Title and preamble agreed to.	
On motion of Mr. Waterbury,	
By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.	
The President resumed the chair.	
By unanimous consent,	
The President announced the following:	

STATE OF MICHIGAN, }
 SENATE CHAMBER, }
Lansing, April 20, 1877. }

To the Hon. Alonzo Sessions, Lieutenant-Governor and President:

SIR,—I hereby tender you my resignation as Senator in the State Legislature for the 27th Senatorial District.

Respectfully,
 MARSDEN C. BURCH.

By unanimous consent,

Mr. Burleigh offered the following resolution:

Whereas, The Hon. Marsden C. Burch, in consequence of his appointment as United States District Attorney for the western district of Michigan, has tendered his resignation as a member of this Senate; therefore, be it

Resolved, That we congratulate Senator Burch upon the manifestation of public confidence in him, as shown by his appointment to this office.

Resolved, That in parting with Senator Burch, we tender him our best wishes for his happiness in his new field of labor, which we trust will be as prosperous as his career upon this floor has been faithful and honorable.

Mr. Baxter called for the yeas and nays.

The resolution was unanimously adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Andrus,	Foote,	Nelson,	Shoemaker,
Baxter,	Freeman,	Newcomb,	Taylor,
Breitung,	Jenney,	Osborn,	Tyler,
Burleigh,	Markey,	Packard,	Waterbury,
Chamberlain,	Morgan,	Perrin,	Williams,
Wm. Cook,			

25

NAYS.

0

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order.

Mr. Williams in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

1. House bill No. 4 (printed No. 69), entitled

A bill to repeal section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871 ;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following :

2. Senate bill No. 221, entitled

A bill to amend section 2094 of the compiled laws of 1871, relating to the killing or destruction of quail ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following :

3. Senate bill No. 73, entitled

A bill to regulate the procedure in actions on the case for negligence in the several courts of this State ;

Have directed their chairman to report the same back to the Senate with the recommendation that its further consideration be indefinitely postponed.

The committee of the whole have also had under consideration the following :

4. Senate bill No. 203, entitled

A bill for the protection of stockholders in railroad corporations ;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following :

5. Senate bill No. 180, entitled

A bill to repeal section 107, of chapter 136, of the compiled laws of 1871, being compiler's section 3667 ;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following joint resolution :

House joint resolution No. 31 (printed No. 18), entitled

Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to Henry Moses.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

F. R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

The second named bill was placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the first

named bill and the joint resolution, and the same were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the third named bill, and the further consideration of the bill was indefinitely postponed.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the fourth named bill, and the same was laid on the table.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the fifth named bill, and the title and enacting clause of the bill were laid on the table.

On motion of Mr. Nelson,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

By unanimous consent,

Mr. Read moved that the Secretary be directed to respectfully request the Governor to return to the Senate,

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled An act to incorporate the Michigan and Huron Institute;

Which motion prevailed.

By unanimous consent.

Mr. Baxter offered the following concurrent resolution:

Whereas, Senate bill No. 41, providing for an appropriation for the erection of an additional building for the State Normal School, has been referred to the committees on the Normal School and appropriations and finance, jointly;

And whereas, House bill No. 56 (printed No. 63), for the same purpose, has been by the House referred to the committees on Normal School and ways and means, jointly;

And whereas, It is desirable to secure early and harmonious action upon said bills, therefore

Resolved (the House concurring) that both of said bills be referred to the committees on Normal School and appropriations and finance, of the Senate, and the committees on Normal School and ways and means, of the House, jointly, and that they be requested to examine and report upon said bills at as early a day as practicable;

Which was adopted.

By unanimous consent the President announced the following:

MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE,
Lansing, April 20, 1877. }

To the President of the Senate :

I am directed by the Governor to return to the Senate,
Senate bill No. 160, entitled

A bill to amend sections 12 and 15 of act No. 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of any act entitled "An act to incorporate the city of Coldwater," approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873.

In compliance with a request of the Senate of this date.

GEORGE H. HOPKINS,
Private Secretary.

On motion of Mr. Morgan,
The bill was laid on the table.

By unanimous consent, the President announced the following :

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, April 20, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill :

House bill No. 192 (printed No. 96), entitled

A bill to amend sections four (4), five (5), twenty-nine (29), and fifty (50), of act number two hundred and forty-nine (249), laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section fifty-seven (57) of said act number two hundred and forty-nine (249), as amended by section one (1) of act number two hundred and sixty-three (263), laws of 1873, approved April 22, 1873 ;

In accordance with a request of the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Tyler moved that rule 46, declaring that a motion to reconsider a vote must be made within two days after the taking thereof, be suspended, and to reconsider the vote by which the Senate agreed to the title of the bill.

Which motion prevailed.

The question being on agreeing to the title,

Mr. Tyler moved to amend the title so as to read as follows :

A bill to amend sections 4, 5, 29, and 50, of act number 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section 57 of said act number 249, as amended by act number 263, laws of 1873, approved April 22, 1873.

Which motion prevailed.

The title as amended was then agreed to.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 20, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to respectfully request the Senate to return the following bills :

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled, "An act to incorporate the Michigan and Huron Institute," approved March 21, 1873, being act No. 105.

Senate bill No. 160, entitled

A bill to amend sections 12 and 15 of act No. 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Morgan moved to take from the table the following:

Senate bill No. 160, entitled

A bill to amend sections 12 and 15 of act No. 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled, "An act to incorporate the city of Coldwater," approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873;

Which motion prevailed.

Mr. Morgan moved that the Secretary be directed to return the bill to the House according to its request for the return of the same;

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 20, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 509 (printed No. 199), entitled

A bill to repeal act No. 204 of the session laws of 1873, approved February 28, 1873, entitled "An act to amend an act to incorporate the village of Manchester," approved March 16, 1867, as amended by act No. 248 of the session laws of 1871, approved March 25, 1871, by adding two new sections thereto, to stand as sections 28 and 29 of said act;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 20, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 2, entitled

A bill to revise the laws providing for the incorporation of companies for mining, smelting or manufacturing iron, copper, silver, mineral coal, and other ores or minerals, and to fix the duties and liabilities of such corporations;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
 Lansing, April 20, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 183, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, to erect a new hall, and for repairs and other improvements at the State Agricultural College.

And to inform the Senate that the House has amended the same as follows:

1st, To amend section 1, line 2, by striking out the words "eight thousand two hundred and thirty-seven," and inserting in lieu thereof the words "six thousand one hundred and fifty."

2d. Amend section 1, lines 3 and 4, by striking out the words "eight thousand two hundred and thirty-seven," and inserting in lieu thereof the words "six thousand one hundred and fifty."

3d. Amend section 4, line 3, by striking out the figures "\$38,923.80," and inserting in lieu thereof the figures "\$36,836.80."

4th. Amend section 4, line 5, by striking out the figures "\$13,923.80," and inserting in lieu thereof the figures "\$11,836.80;"

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

On motion of Mr. Jenney,

The bill was laid on the table.

By unanimous consent the committee on appropriations and finance submitted the following report:

The committee on appropriations and finance, to whom was referred

House bill No. 516 (printed No. 202), entitled

A bill to fix the per diem of members of the State Legislature from the Upper Peninsula for and during the session of 1877,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Tyler asked and obtained leave of absence for himself for to-morrow. The Senate then resumed business under the

GENERAL ORDER.

On motion of Mr. Chamberlain,

The Senate went into committee of the whole on the general order,

Mr. Chamberlain in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

1. House bill No. 231 (printed No. 195), entitled

A bill to amend sections 64 and 66 of the general banking law, entitled "An act to authorize the business of banking," approved February 16, 1857, and the acts amendatory thereto, the same being sections 2245 and 2247 of the compiled laws of 1871 ;

2. House bill No. 28 (printed No. 127), entitled

A bill to amend act No. 181 of the session laws of 1875, entitled an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, approved May 1, 1875 ;

3. House bill No. 461 (printed No. 244), entitled

A bill to limit the pay of supervisors while in attendance upon any special meeting of the board of supervisors ;

4. House bill No. 438 (printed No. 235), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county of Ingham, and State of Michigan, to be attached to the second regiment of State troops ;

5. House bill No. 513 (printed No. 236), entitled

A bill to authorize the enlistment, organization, equipping and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw and State of Michigan, to be attached to the first regiment of State troops ;

6. House bill No. 390 (printed No. 179), entitled

A bill to repeal an act to prevent fishing during the months of December, January, February, and March, in the inland lakes in the county of Oceana, approved April 16, 1875.

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following :

7. House bill No. 284, entitled

A bill to legalize the vote in the county of Gratiot to issue bonds for the purpose of building a jail ;

8. House bill No. 159 (printed No. 206), entitled

A bill to amend Sec. 1 of chapter 253, being Sec. 7777 of the compiled laws of 1871, relative to the racing of animals ;

9. House bill No. 264 (printed No. 230), entitled

A bill to provide for the bringing of joint suits by fellow-workmen ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

WM. CHAMBERLAIN, *Chairman.*

Report accepted and committee discharged.

The seventh, eighth and ninth named bills were placed on the order of third reading.

On motion of Mr. Read,

The Senate concurred in the amendments made by the committee to the first, second, third, fourth, fifth and sixth named bills, and the same were placed on the order of third reading.

By unanimous consent

The President announced the following:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, April 20, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 105, entitled

A bill to regulate the time for holding the annual meeting and the manner of electing trustees in union school district No. 1, of the city of Jackson;

Which the House has amended, as by former message, as follows:

1. By striking out of line 2, section 2, the following words: "and township;"

2. By striking out all of section 9 and inserting the following to stand as section 9:

Sec. 9. The term of office of the trustees of said Union School District heretofore elected on the first Monday of September, 1874, shall terminate on the first Monday of May, 1877; the term of office of the trustees elected on the first Monday of September, 1875, shall terminate on the first Monday of May, 1878; and the term of office of the trustees elected on the first Monday of September, 1876, shall terminate on the first Monday of May, 1879;

3. By adding to the bill the following, to stand as section 10:

Sec. 10. That section 2 of act 230 of the session laws of 1875, approved May 3, 1875, is hereby repealed;

And the title of which the House amended by adding thereto, "And to repeal section 2 of act 230 of the session laws of 1875," approved May 3, 1875;

And in the first and second named of which amendments the Senate concurred; but the third named amendment the Senate further amended, so as to read as follows:

Section 10. Section 2 of act number 340 of the session laws of 1875, is hereby repealed.

And now to inform the Senate that in said Senate amendment to said House amendment, the House has concurred, and also to inform the Senate that in the Senate amendment made to the title of said bill, adding to the end of such title the following: "and to repeal section 2 of act number 340 of the session laws of 1875, approved April 22, 1875," the House now concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent,

Mr. Hinchman moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 214, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act number 297 of the session laws of 1867, approved March 5, 1875, as amended by act number 330 of the session laws of 1869, approved March 22, 1869, as amended by act number 246 of the session laws of 1873, approved April 4, 1873, as amended by act number 367 of the session laws of 1875, approved April 27, 1875;

Which motion prevailed.

By unanimous consent,

The President announced the following

MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE,
Lansing, April 20, 1877. }

To the President of the Senate :

I am directed by the Governor to return to the Senate

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute,"

As requested by a resolution of the Senate of this date.

GEO. H. HOPKINS, *Private Secretary.*

Mr. Read moved that the secretary be directed to re-transmit the message to the House, according to the request of the House;

Which motion prevailed.

Mr. Read asked and obtained leave of absence for himself for to-morrow and Monday.

On motion of Mr. Adair,

The Senate adjourned.

Lansing, Saturday, April 21, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called : a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Adair: Remonstrance of Wm. Barclay, John B. Wilson, and 21 other citizens of Detroit, against the increase of salary of the aldermen in said city;

Referred to the committee on cities and villages.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred House bill No. 509 (printed No. 199), entitled

A bill to repeal act 204 of the session laws of 1873, approved February 28th, 1873, entitled "An act to amend an act to incorporate the village of Manchester, approved March 16, 1867, as amended by act No. 248 of the session laws of 1871, approved March 25th, 1871," by adding two new sections thereto to stand as sections 28 and 29 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 196, entitled

A bill for the relief of certain officers of the tenth regiment of Michigan volunteer infantry,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House joint resolution No. 56 (printed No. 14), entitled

Joint resolution for the extension of time for applications for pensions, and for dating of pensions from muster-out or discharge,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Andrus,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

Senate bill No. 120, entitled

A bill relative to the care of persons insane or otherwise incompetent or dangerous at the expiration of their term of sentence at the State Prison,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill relative to the care of persons insane or otherwise incompetent or dangerous at the expiration of their term of sentence;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chamberlain,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels from danger by fire,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wm. Cook,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 238 (printed No. 139), entitled

A bill for the consolidation of the Young Men's Society of Lansing and the Lansing Library and Literary Association of Lansing into one corporation, to be called The Library Association of Lansing, Michigan;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. C. EDSELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted

House bill No. 194 (printed No. 135), entitled

A bill to amend section 11, of chapter 159, of the compiled laws of 1871, being compiler's section 4491, relative to commissions allowed executors;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,
The bill was laid on the table.

REPORTS OF SELECT COMMITTEES.

Ry the committee of conference appointed by the Senate to meet and act with a like committee appointed by the House of Representatives upon the disagreement of the two Houses relative to

House bill No. 124, entitled

A bill to amend section 86, of chapter 178 of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts.

Your committee respectfully report that they met the committee appointed by the House of Representatives for the purpose aforesaid, and, with said House committee, have had under consideration the subject of the disagreement aforesaid of the two Houses upon the said bill, and the joint committee have agreed upon the following amendments to said House bill:

1st. To amend recited section 86 by inserting before "section 86," in the first line thereof, the figures "(5334)" in brackets, and

2d. By inserting in line 5 of said recited section 86, after the word "suit," the words "a longer time shall be stipulated therefor, in writing, to be signed by the parties or their attorneys; and filed with the justice,"

And your committee recommend that the amendments so made be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

DAN. P. FOOTE,
W. J. BAXTER,
R. B. C. NEWCOMB.

Mr. Edsell moved that the Senate concur in the amendments made to the bill by the joint committee,

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,
Andrus,	Freeman,	Morse,	Rankin,
Baxter,	Hinchman,	Nelson,	Redfield,
Breitung,	Jenney,	Newcomb,	Shoemaker,
Burleigh,	Markey,	Osborn,	Taylor,
Edsell,	McElroy,	Packard,	Williams,

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NAYS.

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MESSAGES FROM THE GOVERNOR.

The President announced the following:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, April 20, 1877. }

To the President of the Senate:

I am directed by the Governor to return to the Senate

Senate bill No. 201, entitled

A bill to provide for the distribution of the Legislative Manual of 1877,

As requested by resolution of the Senate.

GEO. H. HOPKINS,
Private Secretary.

The message was laid on the table.

Mr. Redfield moved to suspend the rules and reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Redfield,

The bill was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 20, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 156, entitled

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

And to inform the Senate that the House has amended the same as follows:

1st. Amend recited section 5, in line 1, after the word "of" by striking out the words "twenty-five hundred," and insert the words "two thousand;"

2d. Amend the bill by adding thereto a new section, which shall add a new section to said act No. 79, to stand as section No. 23;

Sec. 2. There shall be added to said act one new section, to stand as section 23, which shall read as follows:

Sec. 23. No person holding the office of railroad commissioner, or deputy railroad commissioner, shall, during his term of office, personally, or through any partner or agent, render any professional service, or make or perform any business contracts, other than required by law, with or for any railroad corporations chartered under the laws of this State, excepting contracts made with such corporations in their capacity of common carriers; nor shall he, directly or indirectly, receive any commission, bonus, discount, present, or reward from any such corporation. Any commissioner or deputy who shall violate the provisions of this section shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine of not more than five hundred dollars, or by imprisonment in the State Prison not to exceed two years, or by both such fine and imprisonment, in the discretion of the court;

And to further inform the Senate that the House has amended the title of said bill by adding thereto the following words: "And to add one new section thereto, to stand as section 23 of said act;"

In the passage of which, as thus amended, the House has concurred, by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN.

Clerk of the House of Representatives.

Mr. Andrus moved that the Senate concur in the amendments made to the bill by the House.

Mr. Taylor called for a division of the question.

The question first occurring on concurring in the first named amendment,

The amendment was not concurred in, by yeas and nays, as follows:

YEAS.

Mr. Andrus, Burleigh, Chamberlain, Wm. Cook,	Mr. Foote, Freeman, Hinchman, Jenney,	Mr. Markey, Morgan, Morse, Perrin,	Mr. Shoemaker, Taylor, Waterbury,	15
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NAYS.

Mr. Adair, Baxter, Breitung,	Mr. Edsell, McElroy, Nelson,	Mr. Newcomb, Osborn, Packard,	Mr. Rankin, Redfield,	11
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The question next occurring on concurring in the second named amendment,
The amendment was not concurred in, by yeas and nays, as follows:

YEAS.

Mr. Andrus, Burleigh, Chamberlain,	Mr. Foote, Freeman, Hinchman,	Mr. Markey, Perrin,	Mr. Shoemaker, Taylor,	10
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NAYS.

Mr. Adair, Baxter, Breitung, Wm. Cook,	Mr. Edsell, Jenney, McElroy, Morgan,	Mr. Morse, Nelson, Newcomb, Osborn,	Mr. Packard, Rankin, Redfield, Williams,	16
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Mr. Perrin moved to reconsider the vote by which the first amendment was not concurred in.

Which motion prevailed.

The question being upon concurring in the amendment,

The same was not concurred in, by yeas and nays, as follows:

YEAS.

Mr. Andrus, Burleigh, Chamberlain, Wm. Cook,	Mr. Foote, Freeman, Hinchman, Markey,	Mr. Morgan, Morse, Perrin,	Mr. Shoemaker, Taylor, Waterbury,	14
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NAYS.

Mr. Adair, Baxter, Breitung, Edsell,	Mr. Jenney, McElroy, Nelson,	Mr. Newcomb, Osborn, Packard,	Mr. Rankin, Redfield, Williams,	13
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On motion of Mr. Foote,

The bill was laid on the table.

Mr. Freeman moved that the bill be taken from the table.

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 21, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 254 (printed No. 118), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871,
being compiler's section 8135 and 8137, relative to the State Reform School;

Which the Senate amended as follows:

1. By prefixing "(8135)" to recited section 10;
 2. By striking out in line 1 of same section the word "eight" and inserting in lieu thereof the word "ten";
 3. By prefixing to recited section 12 the figures "(8137);"
 4. By striking out in line 8 of recited section 12, after the words "drinks," the words "or who is in the habit of getting drunk;"
- And now to inform the Senate that in said amendments the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate insist upon the first and third named amendments made to the bill by the Senate;

Which motion prevailed.

Mr. Baxter moved that the Senate insist upon the second amendment made to the bill by the Senate.

Which motion prevailed.

Mr. Baxter moved that the Senate recede from the fourth amendment made to the bill by the Senate,

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,
Andrus,	Foote,	Morgan,	Redfield,
Baxter,	Freeman,	Morse,	Shoemaker,
Burleigh,	Hinchman,	Newcomb,	Waterbury,
Wm. Cook,	Jenney,	Packard,	Williams,

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NAYS.

Mr. Markey,	Mr. Nelson,	Mr. Osborn,	Mr. Perrin,	4
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The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 21, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 214, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act number 297 of the session laws of 1867, approved March 5, 1875, as amended by act number 330 of the session laws of 1869, approved March 22, 1869, as amended by act number 246 of the session laws of 1873, approved April 4, 1873, as amended by act number 367 of the session laws of 1875, approved April 27, 1875;

In accordance with a request of the Senate for the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Hinchman moved that the rules be suspended, and to reconsider the vote by which the Senate passed the bill.

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

On motion of Mr. Hinchman,

The bill was recommitted to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES,
Lansing, April 21, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 160, entitled

A bill to amend sections twelve and fifteen of act number two hundred and fifty of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved February twenty-eight, eighteen hundred and sixty-one, as amended by the several acts amendatory thereof, approved April 17, 1873;

And to inform the Senate that the House have amended the same as follows:

1st, Amend recited section 15, line 15, by inserting between the word "city" and the word "and," the words "and within the limits of the township of Coldwater;"

2d, Amend same section, line 19, by inserting after the word "limits," the words "as aforesaid;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Morgan moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,
Andrus,	Freeman,	Morse,	Redfield,
Baxter,	Hinchman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Taylor,
Wm. Cook,	Markey,	Packard,	Waterbury,
Edsell,	McElroy,	Perrin,	Williams, . 24

NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Baxter moved that the vote be reconsidered by which the Senate adopted the following concurrent resolution:

Whereas, Senate bill No. 41, providing for an appropriation for the erection of an additional building for the State Normal School, has been referred to the committees on the Normal School and appropriations and finance, jointly;

And whereas, House bill No. 56 (printed No. 63), for the same purpose, has been by the House referred to the committees on Normal School and ways and means, jointly;

And whereas, It is desirable to secure early and harmonious action upon said bills; therefore,

Resolved (the House concurring), that both of said bills be referred to the committees on Normal School and appropriations and finance, of the Senate.

and the committees on Normal School and ways and means, of the House, jointly, and that they be requested to examine and report upon said bills at as early a day as practicable;

Which motion prevailed.

The question being upon the adoption of the concurrent resolution,

On motion of Mr. Baxter,

The concurrent resolution was laid on the table.

Mr. Baxter offered the following concurrent resolution:

Whereas, Bills were introduced early in the session providing for appropriations for the support of certain departments in the University, and were referred to the committees on the University and appropriations and finance, jointly;

And whereas, The end of the session is approaching, and said bills are still in the hands of said committees; therefore,

Resolved, That said committees be, and they are hereby requested to report such bills to the Senate at as early a day as practicable for the consideration of the Senate;

Which was adopted.

Mr. Newcomb offered the following resolution:

Resolved, That when the Senate adjourn to-day it be until Monday, April 23, at two o'clock P. M.

Mr. Taylor moved to amend the resolution by striking out the word "two," and inserting in lieu thereof the words, "half past eight."

The question being upon the adoption of the amendment,

Mr. Morgan called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows:

YEAS.

Mr. Hinchman, Markey,	Mr. Morse, Rankin,	Mr. Redfield,	Mr. Taylor,	6
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NAYS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh,	Mr. Edsell, Foote, Freeman, Jenney, McElroy,	Mr. Morgan, Newcomb, Osborn, Packard,	Mr. Perrin, Shoemaker, Waterbury, Williams,	18
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The question being upon the adoption of the resolution,

Mr. Andrus called for the yeas and nays.

The resolution was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair, Breitung, Foote,	Mr. Freeman, Hinchman, Morse,	Mr. Nelson, Newcomb, Packard,	Mr. Rankin, Taylor,	11
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NAYS.

Mr. Andrus, Baxter, Burleigh, Edsell,	Mr. Jenney, Markey, McElroy, Morgan,	Mr. Osborn, Perrin, Redfield,	Mr. Shoemaker, Waterbury, Williams,	14
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THIRD READING OF BILLS.

Senate bill No. 221, entitled

A bill to amend section 2094 of the compiled laws of 1871, relating to the killing or destruction of quail,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Freeman,	Mr. Morse,	Mr. Rankin,
Breitung,	Jenney,	Nelson,	Taylor,
Wm. Cook,	McElroy,	Newcomb,	Waterbury,
Edsell,	Morgan,	Perrin,	Williams,
Foote,			

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NAYS.

Mr. Adair,	Mr. Hinchman,	Mr. Osborn,	Mr. Redfield,
Andrus,	Markey,	Packard,	Shoemaker,

8

Pending the announcement of the vote,

Mr. Taylor moved that Mr. Burleigh be excused from voting;

Which motion prevailed.

The question being on agreeing to the title,

Mr. Williams moved to amend the title as follows:

A bill to amend section 2099 and to repeal section 2094 of the compiled laws of 1871, relating to the killing or destruction of quail;

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 4 (printed No. 69), entitled

A bill to repeal section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Rankin,
Andrus,	Hinchman,	Nelson,	Redfield,
Baxter,	Jenney,	Newcomb,	Taylor,
Breitung,	Markey,	Osborn,	Waterbury,
Burleigh,	McElroy,	Packard,	Williams,
Wm. Cook,	Morgan,	Perrin,	

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NAYS.

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The question being on agreeing to the title,

Mr. Packard moved to amend the title by adding thereto the following: "Except so much as refers to Stone Lake, in the township of Lagrange, in Cass county;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Packard,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House joint resolution No. 31 (printed No. 18), entitled

Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to Henry Moses,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Nelson,	Mr. Redfield,
Andrus,	Jenney,	Newcomb,	Shoemaker,
Breitung,	Markey,	Osborn,	Taylor,
Wm. Cook,	McElroy,	Packard,	Waterbury,
Edsell,	Morgan,	Perrin,	Williams,
Foote,	Morse,	Rankin,	

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NAYS.

Mr. Baxter, Mr. Burleigh,

Title and preamble agreed to.

On motion of Mr. Waterbury,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House bill No. 231 (printed No. 195), entitled

A bill to amend sections 64 and 66 of the general banking law, entitled "An act to authorize the business of banking," approved February 16, 1857, and the acts amendatory thereto; the same being sections 2245 and 2247 of the compiled laws of 1871;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Rankin,
Andrus,	Hinchman,	Nelson,	Redfield,
Baxter,	Jenney,	Newcomb,	Shoemaker,
Breitung,	Markey,	Osborn,	Taylor,
Burleigh,	McElroy,	Packard,	Waterbury,
Wm. Cook,	Morgan,	Perrin,	Williams,
Edsell,			

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NAYS.

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Title agreed to.

On motion of Mr. Edsell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 28 (printed No. 127), entitled

A bill to amend act No. 181 of session laws of 1875, entitled an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, approved May 1, 1875;

Was read a third time, and pending the taking of the vote thereon,

Mr. Perrin moved that the same be recommitted to the committee on public health with instructions to so amend the bill as to divide the State into three inspection districts;

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,
Baxter,	Freeman,	Morse,	Redfield,
Breitung,	Hinchman,	Nelson,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Taylor,
Wm. Cook,	Markey,	Packard,	Waterbury,
Edsell,	McElroy,	Perrin,	Williams, 24

NAYS.

0

Title agreed to.

House bill No. 461 (printed No. 244), entitled

A bill to limit the pay of supervisors while in attendance upon any special meeting of the board of supervisors;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,
Andrus,	Foote,	Morgan,	Redfield,
Baxter,	Freeman,	Osborn,	Shoemaker,
Breitung,	Hinchman,	Packard,	Taylor,
Burleigh,	Jenney,	Perrin,	Waterbury,
Wm. Cook,	Markey,		22

NAYS.,

Mr. Morse,	Mr. Nelson,	Mr. Williams,	3
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Title agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 438 (printed No. 235), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county of Ingham, and State of Michigan, to be attached to the second regiment of State troops;

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morse,	Mr. Rankin,
Breitung,	Hinchman,	Newcomb,	Redfield,
Burleigh,	Jenney,	Perrin,	Taylor,
Wm. Cook,			13

NAYS.

Mr. Andrus,	Mr. Markey,	Mr. Nelson,	Mr. Shoemaker,
Edsell,	McElroy,	Packard,	Williams,
Foote,	Morgan,		10

Mr. Perrin moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Foote moved to lay the motion on the table.

Which motion did not prevail.

The question being upon the motion to reconsider the vote by which the bill was lost,

The motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Perrin,

The bill was laid on the table.

House bill No. 513 (printed No. 236), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw, and State of Michigan, to be attached to the first regiment of State troops;

Was read a third time, and pending the taking of the vote thereon,

Mr. Burleigh moved that the same be laid on the table;

Which motion prevailed.

House bill No. 390 (printed No. 179), entitled

A bill to repeal an act to prevent fishing during the months of December, January, February, and March, in the inland lakes in the county of Oceana, approved April 16, 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,	
Andrus,	Foote,	Morse,	Redfield,	
Baxter,	Freeman,	Nelson,	Shoemaker,	
Breitung,	Hinchman,	Newcomb,	Taylor,	
Burleigh,	Jenney,	Osborn,	Waterbury,	
Wm. Cook,	Markey,	Perrin,	Williams,	24

NAYS.

Mr. Morgan, 1

Title agreed to.

House bill No. 284, entitled

A bill to legalize the vote in the county of Gratiot to issue bonds for the purpose of building a jail;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,	
Andrus,	Freeman,	Morse,	Rankin,	
Breitung,	Hinchman,	Nelson,	Redfield,	
Burleigh,	Jenney,	Newcomb,	Shoemaker,	
Wm. Cook,	Markey,	Osborn,	Taylor,	
Edsell,	McElroy,	Packard,	Williams,	24

NAYS.

Mr. Baxter, 1

Title agreed to.

On motion of Mr. Morse,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 159 (printed No. 206), entitled

A bill to amend section 1 of chapter 253, being section 7777 of the compiled laws of 1871, relative to the racing of animals;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Rankin,
Andrus,	Freeman,	Nelson,	Redfield,
Baxter,	Hinchman,	Newcomb,	Shoemaker,
Breitung,	Jenney,	Osborn,	Taylor,
Burleigh,	Markey,	Packard,	Waterbury,
Wm. Cook,	McElroy,	Perrin,	Williams,
Edsell,	Morgan,		

26

NAYS.

0

Title agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 264 (printed No. 230), entitled

A bill to provide for the bringing of joint suits by fellow-workmen;

Was read a third time, and pending the taking of the vote thereon,

Mr. Adair moved that the same be laid on the table;

Which motion prevailed.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment of bills, to whom was referred

A bill to regulate the time for holding the annual meeting and the manner of electing trustees in union school district No. 1 of the city of Jackson and to repeal section 2 of act 340 of the session laws of 1875, approved April 22, 1875,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

Mr. Wm. Cook asked and obtained leave of absence for himself for this afternoon and Monday.

Mr. Chamberlain asked and obtained leave of absence for himself until Tuesday morning.

Mr. Nelson asked and obtained leave of absence for himself indefinitely.

Mr. Rankin asked and obtained leave of absence for himself until Tuesday, April 24th.

On motion of Mr. Baxter,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the Secretary, in the absence of the President.

Roll called: a quorum present.

Mr. Baxter moved that Senator Adair take the chair as acting President *pro tem.*;

Which motion prevailed, and Senator Adair entered upon the discharge of the duties of acting President *pro tem*.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order,

Mr. Burleigh in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 516 (printed No. 202), entitled

A bill to fix the per diem of members of State Legislature from the Upper Peninsula for and during the session of 1877;

2. House bill No. 509 (printed No. 199), entitled

A bill to repeal act No. 204 of the session laws of 1873, approved February 28, 1873, entitled "An act to amend an act to incorporate the village of Manchester," approved March 16, 1867, as amended by act number 248 of the session laws of 1871, approved March 25, 1871, by adding two new sections thereto, to stand as sections 28 and 29 of said act;

3. Senate bill No. 196, entitled

A bill for the relief of certain officers of the Tenth Regiment Michigan Volunteer Infantry;

4. House bill No. 238 (printed No. 139), entitled

A bill to provide for the consolidation of the Young Men's Society of Lansing and the Lansing Library and Literary Association of Lansing, into one corporation, to be called "The Library Association of Lansing, Michigan,"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following bill:

5. House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels from danger by fire;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on cities and villages.

The committee of the whole have also had under consideration the following joint resolutions:

1. Senate joint resolution No. 19, entitled

Joint resolution to amend the constitution of this State by inserting a provision in section two, of Article X., empowering the Legislature to organize or discontinue any county wholly composed of islands;

2. House joint resolution No. 56 (printed No. 14), entitled

Joint resolution for extension of time for application for pensions, and for dating of pensions from muster out or discharge;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. Senate Joint resolution No. 20, entitled

Joint resolution for the appointment of a special commission to prepare for submission to the next Legislature amendments of the law relating to the assess-

ment and collection of taxes, and to the forms, execution, and registration of conveyances;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

J. L. BURLEIGH, *Chairman*.

Report accepted and committee discharged.

The first, second, third, and fourth named bills and the first and second named joint resolutions were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the fifth named bill, and the same was referred to the committee on cities and villages.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the third named joint resolution, and the same was placed on the order of third reading.

On motion of Mr. Baxter,

The Senate adjourned.

Lansing, Monday, April 23, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. S. W. Duffield.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section 1 of chapter 202 of the compiled laws of 1871, being compiler's section 6465, the same being entitled "An act to authorize proceedings by garnishments in the circuit courts and the district court of the Upper Peninsula,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 6465 of the compiled laws of 1871, as amended by act No. 123 of the session laws of 1873, approved April 19, 1873, relative to proceedings by garnishment;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to provide for the punishment of parents, guardians and other persons for the brutal and inhuman treatment of their children or wards,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the punishment of parents, guardians, and other persons, for the brutal and inhuman treatment of children or wards, and of insane, idiotic, or weak-minded persons,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MOTIONS AND RESOLUTIONS.

Mr. Williams moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 191 (printed No. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto, to stand as section 2 of said act;

Which motion prevailed.

Mr. Jenney moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

Senate bill No. 220, entitled

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters in certain cases, and to amend compiler's section 59 of the compiled laws of 1871 relating to holding general and special elections.

Which motion prevailed.

On motion of Mr. Jenney,

The bill was recommitted to the committee on State affairs.

Mr. Williams moved to take from the table the following:

House bill No. 269 (printed No. 196), entitled

A bill to allow plate glass insurance companies to do business in this State;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,
Baxter,
Breitung,
Burleigh,
Edsell,

Mr. Foote,
Freeman,
Jenney,
Markey,
McElroy,

Mr. Morgan,
Morse,
Newcomb,
Osborn,
Packard,

Mr. Perrin,
Shoemaker,
Waterbury,
Williams,

NAYS.

0

Title agreed to.

THIRD READING OF BILLS.

House bill No. 516 (printed No. 202), entitled

A bill to fix the per diem of members of State Legislature from the Upper Peninsula for and during the session of 1877,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Freeman,	Mr. Morgan,	Mr. Shoemaker,
Baxter,	Jenney,	Morse,	Waterbury,
Burleigh,	Markey,	Newcomb,	Williams,
Foote,	McElroy,	Perrin,	
			15

NAYS.

Mr. Edsell, 1

Mr. McElroy moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill.

On motion of Mr. Freeman,

The bill was laid on the table.

House bill No. 509 (printed No. 199), entitled

A bill to repeal act No. 204 of the session laws of 1873, approved February 28, 1873, entitled "An act to amend an act to incorporate the village of Manchester," approved March 16, 1867, as amended by act No. 248 of the session laws of 1871, approved March 25, 1871, by adding two new sections thereto, to stand as sections 28 and 29 of said act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,
Baxter,	Freeman,	Morse,	Shoemaker,
Breitung,	Jenney,	Newcomb,	Waterbury,
Burleigh,	Markey,	Osborn,	Williams,
Edsell,	McElroy,	Packard,	
			19

NAYS.

0

Title agreed to.

Senate bill No. 196, entitled

A bill for the relief of certain officers of the Tenth Regiment Michigan Volunteer Infantry,

Was read a third time, and pending the taking of the vote thereon,

Mr. Burleigh moved that the same be laid on the table.

Which motion prevailed.

House bill No. 238 (printed No. 139), entitled

A bill to provide for the consolidation of the Young Men's Society of Lansing and the Lansing Library and Literary Association, of Lansing, into one corporation, to be called "The Library Association of Lansing, Michigan,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,	
Baxter,	Freeman,	Morse,	Shoemaker,	
Breitung,	Jenney,	Newcomb,	Waterbury,	
Burleigh,	Markey,	Osborn,	Williams,	
Edsell,	McElroy,	Packard,		19

NAYS.

0

Mr. Baxter moved to reconsider the vote by which the Senate passed the bill.
Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Perrin,

The bill was laid on the table.

Senate joint resolution No. 19, entitled

Joint resolution to amend the constitution of this State by inserting a provision in section 2, of Article X., empowering the Legislature to organize or discontinue any county wholly composed of islands,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter moved that the same be laid on the table;

Which motion prevailed.

Honse joint resolution No. 56 (printed No. 14), entitled

Joint resolution for extension of time for application for pensions, and for dating of pensions from muster out or discharge;

Was read a third time, and pending the taking of the vote thereon,

Mr. Burleigh moved that the same be laid on the table;

Which motion prevailed.

Senate joint resolution No. 20, entitled

Joint resolution for the appointment of a special commission to prepare for submission to the next Legislature amendments of the law relating to the assessment and collection of taxes, and to the forms, execution, and registration of conveyances;

Was read a third time, and pending the taking of the vote thereon,

Mr. Shoemaker, a majority of the Senators consenting thereto, moved to amend the joint resolution by striking out the word "next" in line 10 of the resolution; also by inserting after the word "State" in line 11, the words "at its next session;"

Which was agreed to.

The joint resolution was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,	
Baxter,	Freeman,	Morse,	Shoemaker,	
Breitung,	Jenney,	Osborn,	Waterbury,	
Burleigh,	Markey,	Packard,	Williams,	
Edsell,	McElroy,			18

NAYS.

Mr. Newcomb,

1

The question being on agreeing to the title and preamble,

Mr. Williams moved to amend the title by inserting after the word "next," the words "session of the;" also by striking out the words "and to the form, execution, and registration of conveyances;"

Which motion prevailed.

Mr. Williams then moved to amend the preamble by striking out the words "and for the registration and execution of conveyances in this State;"

Which motion prevailed.

The title and preamble as amended were then agreed to.

On motion of Mr. Morse,

The Senate adjourned.

Lansing, Tuesday, April 24, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Crosby.

Roll called: a quorum present.

Absent without leave: Senators Shoemaker, Taylor, and Tyler.

Mr. Baxter asked and obtained leave of absence for Mr. Shoemaker indefinitely on account of sickness in his family.

Mr. Morse asked and obtained leave of absence for Mr. Taylor for the forenoon.

BILL PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bill to the Governor, under the rules:

A bill to regulate the time for holding the annual meeting and the manner of electing trustees in Union school district No. 1, of the city of Jackson, and to repeal section 2 of act 340, of the session laws of 1875, approved April 22, 1875.

PRESENTATION OF PETITIONS.

By Mr. Adair: Petition of D. C. Holbrook, Chas. Root & Co., and 38 others, praying for the passage of the bill now pending before the Senate, providing for the bringing of joint suits by fellow workmen for wages.

Mr. Burleigh moved that the petition be printed in the journal;

Which motion did not prevail.

The petition was then referred to the committee on the judiciary.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 214, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act No. 297 of the session laws of 1867, approved March 5, 1875, as amended by act number 330 of the session laws of 1869, approved March 22, 1869, as amended by act number 246 of the session laws of 1873, approved April 4, 1873, as amended by act number 367 of the session laws of 1875, approved April 27, 1875.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto,

recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McElroy,

The Senate concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey	Mr. Packard,	
Andrus,	Edsell,	McElroy,	Perrin,	
Baxter,	Foote,	Morgan,	Rankin,	
Breitung,	Freeman,	Morse,	Redfield,	
Burleigh,	Hinchman,	Newcomb,	Waterbury,	
Chamberlain,	Jenney,	Osborn,	Williams,	24

NAYS.

0

Title agreed to.

On motion of Mr. Adair,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 366 (printed No. 278), entitled

A bill to amend sections 1, 2, 4, and 7 of article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6, and 7 of article 8, section 1 of article 10, section 4 of article 12, section 1 of article 13, section 1 of article 15, section 1 of article 19, and section 1 of article 21, of an act entitled "An act to re-incorporate the village of St. Louis," approved March 28, 1873, as amended by an act approved April 23, 1875;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Morse,

The bill was placed on the order of third reading.

By the committee on railroads:

The committee on railroads, to whom was recommitted

Senate bill No. 134, entitled

A bill to authorize the construction of railways from mills and manufactories to other railroads, by corporations and individuals, and to provide for the organization of corporations for the purpose;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill

when so amended do pass, and ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Breitung,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, April 21, 1877. }

To the Senate :

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to regulate the manner of electing trustees in Union School District No. 1 of the city of Jackson ;

Also,

Joint resolution requesting the Commissioner of Insurance to confer with Commissioners of Insurance in other States, and prepare and present to the next Legislature in January, 1879, a form of law to govern life insurance companies doing business in this State.

CHARLES M. CROSWELL.

The message was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Baxter moved to take from the table the following.

House bill No. 238 (printed No. 139), entitled

A bill to provide for the consolidation of the Young Men's Society of Lansing and the Lansing Library and Literary Association, of Lansing, into one corporation, to be called "The Library Association of Lansing, Michigan ;"

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Perrin,
Andrus,	Edsell,	McElroy,	Rankin,
Baxter,	Foote,	Morgan,	Redfield,
Breitung,	Freeman,	Morse,	Waterbury,
Burleigh,	Hinchman,	Osborn,	Williams,
Chamberlain,	Jenney,	Packard,	23

NAYS.

Mr. Newcomb, 1
Title agreed to.
On motion of Mr. Baxter,
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Baxter moved to take from the table the following :

Senate joint resolution No. 19, entitled

Joint resolution to amend the constitution of this State by inserting a provision in section 2, of article X., empowering the Legislature to organize or discontinue any county wholly composed of islands ;

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Packard,	
Andrus,	Edsell,	McElroy,	Perrin,	
Baxter,	Foots,	Morgan,	Rankin,	
Breitung,	Freeman,	Morse,	Redfield,	
Burleigh,	Hinchman,	Newcomb,	Waterbury,	
Chamberlain,	Jenney,	Osborn,	Williams,	24

NAYS.

0

Title and preamble agreed to.

The following is the joint resolution :

JOINT RESOLUTION to amend the Constitution of this State by inserting a provision in section 2, of Article X., empowering the Legislature to organize or discontinue any county composed wholly of islands.

Resolved, by the Senate and House of Representatives of the State of Michigan, That the following amendment to the Constitution of this State be and the same is hereby proposed, to stand as section 2, of Article X. :

Sec. 2. No organized county shall ever be reduced, by the organization of new counties, to less than sixteen townships, as surveyed by the United States, unless, in pursuance of law, a majority of electors residing in each county to be affected thereby, shall so decide. The Legislature may organize any city into a separate county when it has attained a population of twenty thousand inhabitants, without reference to geographical extent, when a majority of the electors of a county in which such city may be situated, voting thereon, shall be in favor of a separate organization: *Provided*, That nothing contained in this Constitution shall be so construed as to prevent the Legislature from organizing at any time, any county to be composed wholly of islands within the territory of this State, or discontinuing any such county organization, now or hereafter existing, and attaching any or all of said islands to any county or counties on the adjacent mainland, whether comprising the same representative district or apportionment with such islands or not.

Be it further resolved, That said constitutional amendment shall be submitted to the people of this State at the general election, to be held on the Tuesday succeeding the first Monday in November, in the year 1878 ; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State, in the same manner that he is now required to do in case of an election of Governor or Lieutenant Governor, and the inspectors of election in the several townships and cities in this State, shall prepare a suitable box for the reception of ballots, cast for or against said amendment. Each person voting for said amendment shall have written or printed, or partly writ-

ten and partly printed on his ballot, the words, "Amendment relative to island counties,—Yes;" and each person voting against said amendment shall have on his ballot, in like manner, the words, "Amendment relative to island counties,—No." The ballot shall in all respects be canvassed, and returns made as in the election of Governor and Lieutenant Governor.

Mr. Baxter moved to take from the table the following:

House joint resolution No. 56 (printed No. 14), entitled

Joint resolution for extension of time for application for pensions, and for dating of pensions from muster out or discharge;

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Perrin,	
Baxter,	Foote,	Morse,	Rankin,	
Breitung,	Freeman,	Newcomb,	Redfield,	
Burleigh,	Hinchman,	Osborn,	Waterbury,	
Chamberlin,	Jenney,	Packard,	Williams,	
Wm. Cook,	Markey,			22

NAYS.

Mr. Andrus,	Mr. Morgan,			2
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Title and preamble agreed to.

Mr. Baxter moved to take from the table the following:

House bill No. 516 (printed No. 202), entitled

A bill to fill to fix the per diem of members of State Legislature from the Upper Peninsula for and during the session of 1877;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Perrin,	
Andrus,	Foote,	McElroy,	Rankin,	
Baxter,	Freeman,	Morgan,	Redfield,	
Burleigh,	Hinchman,	Morse,	Waterbury,	
Chamberlain,	Jenney,	Newcomb,	Williams,	20

NAYS.

0

Title agreed to.

On motion of Mr. Redfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Baxter moved to take from the table the following:

Senate bill No. 196, entitled

A bill for the relief of certain officers of the tenth regiment of Michigan volunteer infantry,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Rankin,	
Baxter,	Footo,	Morse,	Redfield,	
Breitung,	Freeman,	Osborn,	Waterbury,	
Burleigh,	Jenney,	Packard,	Williams,	
Chamberlain,	Markey,	Perrin,		19

NAYS.

Mr. Edsell,	Mr. Hinchman,	Mr. Morgan,	3
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Mr. Waterbury moved to reconsider the vote by which the Senate refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Baxter,

The bill was laid on the table.

Mr. Perrin moved to take from the table the following :

Senate bill No. 163, entitled

A bill to amend section 2163 of the compiled laws of 1871, relative to the encouragement of agriculture, manufactures, and the mechanic arts ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Williams moved that the same be laid on the table ;

Which motion prevailed.

Mr. Packard moved to take from the table the following :

House bill No. 194 (printed No. 135), entitled

A bill to amend section 11, of chapter 159, of the compiled laws of 1871, being compiler's section 4491, relative to commissions allowed executors ;

Which motion prevailed.

On motion of Mr. Packard,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Perrin moved to take from the table the following :

House bill No. 199 (printed No. 120), entitled

A bill to repeal act No. 168 of the session laws of 1873, entitled " An act to provide for the custody and safe keeping of persons who are tried for murder and other high crimes, and who are acquitted by reason of insanity," approved April 25, 1873,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Markey,	Mr. Packard,
Andrus,	Footo,	Morgan,	Perrin,
Breitung,	Freeman,	Morse,	Rankin,

Mr. Burleigh, Chamberlain, Wm. Cook,	Mr. Hinchman, Jenney,	Mr. Newcomb, Osborn,	Mr. Waterbury, Williams,	21
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NAYS.

Mr. Baxter, Title agreed to.	Mr. McElroy,	Mr. Redfield,	3
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THIRD READING OF BILLS.

House bill No. 134 (printed No. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies,

Was read a third time, and pending the taking of the vote thereon,

Mr. McElroy moved that the same be laid on the table;

Which motion did not prevail.

It was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Breitung, Burleigh,	Mr. Chamberlain, Foote, Jenney, Markey,	Mr. McElroy, Morgan, Morse,	Mr. Newcomb, Rankin, Waterbury,	14
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NAYS.

Mr. Baxter, Wm. Cook, Edsell,	Mr. Freeman, Hinchman, Osborn,	Mr. Packard, Perrin,	Mr. Redfield, Williams,	10
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Mr. Foote moved to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Foote,

The bill was laid on the table.

House bill No. 366 (printed No. 278), entitled

A bill to amend sections 1, 2, 4 and 7 of article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6 and 7 of article 8, section 1 of article 10, section 4 of article 12, section 1 of article 13, section 1 of article 15, section 1 of article 19, and section 1 of article 21 of an act entitled "An act to re-incorporate the village of St. Louis," approved March 28, 1873, as amended by an act approved April 23, 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain,	Mr. Wm. Cook, Edsell, Foote, Freeman, Hinchman, Jenney,	Mr. Markey, McElroy, Morgan, Morse, Newcomb, Osborn,	Mr. Packard, Perrin, Rankin, Redfield, Waterbury, Williams,	24
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NAYS.

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Title agreed to.

On motion of Mr. Morse,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order.

Mr. Wm. Cook in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 134, entitled

A bill to authorize the construction of railways from mills and manufactories to other railroads by corporations and individuals, and to provide for the organization of corporations for the purpose;

2. House bill No. 194 (printed No. 135), entitled

A bill to amend section 11, of chapter 159, of the compiled laws of 1871, being compiler's section 4491, relative to commissions allowed executors;

Have stricken out all after the enacting clause of each of said bills, and ask the concurrence of the Senate in their action.

WM. COOK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the first and second named bills, and the title and enacting clause of each of said bills were laid on the table.

By unanimous consent,

The President announced the following:

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:
Senate bill No. 79, entitled

A bill to amend section 4 of an act entitled "An act to incorporate the public schools of the city of Battle Creek," approved March 17, 1871, being act No. 490 of the session laws for the year 1871, and to add thereto three new sections to stand as sections No. 10, 11, and 12,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 323 (printed No. 266), entitled

A bill to amend section 23 of chapter 170, compiler's section 4755, of the compiled laws of 1871, relative to divorces,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 461, entitled

A bill to limit the pay of supervisors while in attendance upon any special meeting of the board of supervisors;

Which the Senate amended by striking out of section 2, line 1, the word "ten" and inserting in lieu thereof the word "thirty;"

And now to inform the Senate that in said amendment the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Morse moved that the Senate recede from the amendment made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. McElroy,	Mr. Perrin,
Andrus,	Hinchman,	Morse,	Redfield,
Burleigh,	Jenney,	Newcomb,	Tyler,
Wm. Cook,	Markey,	Packard,	Waterbury,
Edsell			

17

NAYS.

Mr. Baxter,	Mr. Foote,	Mr. Osborn,	Mr. Williams,
Chamberlain,			

5

The President also announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 191 (printed No. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto to stand as section two of said act;

In accordance with a request from the Senate to return the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Williams moved that the rules be suspended, and to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

It was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Edsell,	Mr. Morgan,	Mr. Packard,	
Burleigh,	Markey,	Morse,	Redfield,	
Wm. Cook,	McElroy,	Osborn,	Tyler,	12

NAYS.

Mr. Adair,	Mr. Chamberlain,	Mr. Waterbury,	Mr. Williams,	
Andrus,	Jenney,			6

Mr. Baxter moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Waterbury moved to lay the motion on the table;

Which motion did not prevail.

The question then being upon the motion to reconsider the vote by which the Senate refused to pass the bill,

The motion prevailed.

The question then being upon the passage of the bill,

On motion of Mr. Williams,

The bill was recommitted to the committee on the judiciary.

On motion of Mr. Waterbury,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The President announced the following:

SENATE CHAMBER,
Lansing, April 23, 1877. }

To the President of the Senate:

SIR,—Pursuant to a resolution of the Senate, I have this day appointed Oscar F. Morse, of St. Clair county, Assistant Engrossing and Enrolling Clerk of the Senate.

Respectfully, etc.,

D. E. GROESBEEK,

Engrossing and Enrolling Clerk of the Senate.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted

House bill No. 191 (printed No. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto to stand as section 2 of said act,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend compiler's section 7877, in chapter 259 of the compiled laws of 1871, relative to bail in criminal cases;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Williams,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,
Andrus,	Foote,	Morse,	Redfield,
Baxter,	Freeman,	Newcomb,	Taylor,
Breitung,	Hinchman,	Osborn,	Tyler,
Burleigh,	Jenney,	Packard,	Waterbury,
Chamberlain,	Markey,	Perrin,	Williams,
Wm. Cook,	McElroy,	Rankin,	

27

NAYS

Title agreed to.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 23, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 124 (printed No. 82), entitled

A bill to amend section 86, of chapter 178, of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts,

Concerning which there is a disagreement between the two Houses, and as to which disagreement a committee of conference was ordered, and now to inform the Senate that said committee of conference report as follows:

That the Senate recede from so much of their amendments as relates to the body of the bill, and that so much of the Senate amendments as relates to the placing of the figures (5334) before recited section 86 be concurred in by the House, and further recommend that the bill be now amended as follows:

By inserting after the word "suit," and before the colon, in line 5 of recited section 86, the words following: "a longer time shall be stipulated therefor, in writing, to be signed by the parties or their attorneys, and filed with the justice,"

And now to inform the Senate that the recommendation of the conference committee as stated is concurred in by the House.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 24, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 156, entitled

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

Which the House amended as per former message as follows:

1st. Amend recited section 5, in line 1, after the word "of" by striking out the words "twenty-five hundred," and insert the words "two thousand;"

2d. Amend the bill by adding thereto a new section, which shall add a new section to said act No. 79, to stand as section No. 23;

Sec. 2. There shall be added to said act one new section, to stand as section 23, which shall read as follows:

Sec. 23. No person holding the office of railroad commissioner, or deputy railroad commissioner, shall, during his term of office, personally, or through any partner or agent, render any professional service, or make or perform any business contracts, other than required by law, with or for any railroad corporations chartered under the laws of this State, excepting contracts made with such corporations in their capacity of common carriers; nor shall he, directly or indirectly, receive any commission, bonus, discount, present, or reward from any such corporation. Any commissioner or deputy who shall violate the provisions of this section shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine of not more than five hundred dollars, or by imprisonment in the State Prison not to exceed two years, or by both such fine and imprisonment, in the discretion of the court;

And in which amendments the Senate refused to concur,

And now to inform the Senate that the House recedes from the said amendments,

And further to inform the Senate that the House now recedes from its amendment to the title, which amendment the Senate also non-concurred in,

And now still further to inform the Senate that the House has ordered the said bill to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, April 24, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 244 (printed No. 346), entitled

A bill to provide for the division of the township Bertrand, in Berrien county, into two election districts for general election purposes;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 467 (printed No. 310), entitled

A bill to amend sections 22 and 34 of an act entitled "An act to revise the charter of the village of Whitehall," approved April 22d, 1873, as amended by an act approved April 23d, 1875;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

Mr. Perrin moved to take from the table the following:

House bill No. 438 (printed No. 235), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county of Ingham, and State of Michigan, to be attached to the second regiment of State troops;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Breitung,	Mr. Hinchman,	Mr. Newcomb,	Mr. Read,
Burleigh,	Jenney,	Osborn,	Redfield,
Chamberlain,	Markey,	Perrin,	Tyler,
Wm. Cook,	Morse,	Rankin,	Waterbury,
Freeman,			

17

NAYS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Tyler,
Edsell,	McElroy,	Packard,	Williams,

8

The question being on agreeing to the title,

Mr. Perrin moved to amend the title so as to read as follows:

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county

of Ingham, and State of Michigan, to be attached to one of the regiments of State troops;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Perrin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Burleigh moved to take from the table the following:

House bill No. 513 (printed No. 236), entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw, and State of Michigan, to be attached to the first regiment of State troops.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Freeman,	Mr. Newcomb,	Mr. Redfield,	
Breitung,	Hinchman,	Osborn,	Taylor,	
Burleigh,	Jenney,	Perrin,	Waterbury,	
Chamberlain,	Markey,	Rankin,	Williams,	
Wm. Cook,	Morse,	Read,		19

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Packard,	
Andrus,	Foote,	Morgan,		7

The question being on agreeing to the title,

Mr. Burleigh moved to amend the title so as to read as follows:

A bill to authorize the enlistment, organization, equipping and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw and State of Michigan, to be attached to one of the regiments of State troops;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Baxter moved to take from the table the following:

Senate bill No. 196, entitled

A bill for the relief of certain officers of the tenth regiment Michigan volunteer infantry;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Read,
Baxter	Freeman,	Newcomb,	Redfield,

Mr. Breitung,	Mr. Jenney,	Mr. Osborn,	Mr. Taylor,
Burleigh,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Williams, 20

NAYS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	3
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Mr. Freeman moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Freeman,

The bill was laid on the table.

On motion of Mr. Burleigh,

The Senate adjourned.

Lansing, Wednesday, April 25, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by Rev. Mr. Hurlburt.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 567 (printed No. 243), entitled

A bill to authorize the board of supervisors of certain counties to reduce the number of superintendents of the poor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 383 (printed No. 138), entitled

A bill relative to selling, furnishing, or allowing intoxicating liquors to minors under the age of eighteen years,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and

that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred

Joint resolution to amend section two of article four of the constitution of the State of Michigan relative to the election of State senators;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the joint resolution when so amended be printed, and ask to be discharged from the further consideration of the subject.

F. E. MORGAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for receiving, loaning, and investing of money,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

W. C. EDSSELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Freeman,

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 343 (printed No. 211), entitled

A bill to amend section 115 of the compiled laws of 1871, being section 84 of chapter 6, relative to electors of President and Vice President of the United States;

2. House bill No. 239 (printed No. 282), entitled

A bill to amend section 57 of chapter 189, compiler's section No. 6026, of

the compiled laws of 1871, relative to courts instructing juries concerning verdict upon particular questions of fact;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 28 (printed No. 127), entitled

A bill to amend act No. 181 of session laws of 1875, entitled an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, approved May 1, 1875;

Which the Senate amended as follows:

1. By striking out in line 6 of section 2 the words "gauging the same, and ;"
2. By striking out in line 10 of same section the word "thirty" and inserting in lieu thereof the word "forty;"
3. By striking out in line 13 of section 3 the word "five" and inserting in lieu thereof the word "ten;"
4. By striking out in line 25 of same section the words "and truthfully and accurately gauged and marked as to the quality in each package contained ;"
5. By striking out section 4;
6. By striking out in line 6 of section 6 the word "thirty" and inserting in lieu thereof the word "forty;"
7. By inserting in line 2 of section 7 after the word "for" the words "any violation of the provisions of this act;" also by striking out the words "acts of the" in same line;
8. By striking out in line 2 of section 9 the words "of this section" and inserting in lieu thereof the words "any of the provisions of this act;"

And to inform the Senate that in the 1st, 3d, 4th, 5th, 7th, and 8th named amendments the House concurs.

But to further inform the Senate that in the 2d and 6th named amendments the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Osborn moved that the Senate insist upon the second and sixth named amendments made to the bill by the Senate;

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Burleigh moved that the Secretary be directed to respectfully request the House to return to the Senate,

House bill No. 196 (printed No. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti;
Which motion prevailed.

Mr. Read moved that the Secretary be directed to respectfully request the House to return to the Senate,
Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute," approved March 21, 1837;

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order,

Mr. Morse in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

1. Senate bill No. 222, entitled

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institution of the State, or the Detroit House of Correction,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on asylums for the insane, with instructions to provide for the examination as to insanity being had before the probate court of the county in which the convict was confined, and that the expenses of examination and support be paid by the State, and such other amendments as are deemed proper by the committee.

The committee of the whole have also had under consideration the following:

2. House bill No. 383 (printed No. 138), entitled

A bill relative to selling, furnishing, or allowing intoxicating liquors to minors under the age of 18 years;

Have directed their chairman to report the same back to the Senate with the recommendation that it be referred to the committee on the judiciary.

The committee of the whole have also had under consideration the following:

3. House bill No. 567 (printed No. 243), entitled

A bill to authorize the board of supervisors of certain counties to reduce the number of superintendents of the poor;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

C. H. MORSE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the first named bill, and the same was referred to the committee on asylums for the insane, with instructions as above reported.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the second named bill, and the same was referred to the committee on the judiciary.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all

after the enacting clause in the third named bill, and the title and enacting clause thereof were laid on the table.

Mr. Waterbury moved that the Senate take a recess until two o'clock this afternoon.

Mr. Taylor moved that the Senate adjourn.

Which motion did not prevail.

The question then being upon the motion to take a recess until two o'clock this afternoon,

The motion prevailed, and the Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on supplies and miscellaneous expenses of the Senate :

The committee on supplies and miscellaneous expenses of the Senate report the following bill :

F. C. Carr..... \$3.44

For labor done and material furnished under the direction of the Secretary and Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend its allowance, and ask to be discharged from the further consideration of the subject.

C. McELROY, *Chairman.*

On motion of Mr. Waterbury,

The report was accepted, and the Secretary directed to draw a warrant for the amount of the bill.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 467 (printed No. 310), entitled

A bill to amend sections 22 and 34 of an act entitled "An act to revise the charter of the village of Whitehall," approved April 22, 1873, as amended by an act approved April 23, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McElroy,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Hinchman,

The bill was placed on the order of third reading.

MESSAGES FROM THE GOVERNOR.

The President announced a message from the Governor upon Executive business.

On motion of Mr. Baxter,

The Senate went into executive session, the time being 2:07 o'clock P. M.

The executive session closed at 2:10 o'clock.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron institute," approved March 21, 1837,

In accordance with a request of the Senate to return the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Read moved to reconsider the vote by which the Senate passed the bill; Which motion prevailed.

The question being on the passage of the bill,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Nelson,	Redfield,	
Baxter,	Freeman,	Newcomb,	Taylor,	
Breitung,	Hinchman,	Osborn,	Tyler,	
Burleigh,	Jenney,	Packard,	Waterbury,	
Chamberlain,	Markey,	Perrin,	Williams,	
Wm. Cook,	McElroy,	Rankin,		27

NAYS.

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Title agreed to.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 196 (printed No. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti,

In accordance with a request of the Senate to return the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Burleigh moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Burleigh, a majority of the Senators consenting thereto, moved to amend the bill by striking out in line 2 of section 22 the word "fourteen," and inserting in lieu thereof the word "eighteen;" also, by striking out in section 186 the words and figures "Sec. 186" where they occur the second time.

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Rankin,
Andrus,	Freeman,	Nelson,	Read,
Baxter,	Hinchman,	Newcomb,	Taylor,
Breitung,	Jenney,	Osborn,	Tyler,
Burleigh,	Markey,	Packard,	Waterbury,
Chamberlain,	McElroy,	Perrin,	Williams,
Wm. Cook,			

25

NAYS.

Mr. Redfield,	1
Title agreed to.	
On motion of Mr. Burleigh,	
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.	

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 87 (printed No. 81), entitled

A bill to amend sections 1, 3, and 5 of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections 6 and 7,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

MOTIONS AND RESOLUTIONS.

Mr. Perrin moved to take from the table the following:

Senate joint resolution No. 8, entitled

Joint resolution to amend section 15 of Article XVIII. of the constitution of the State of Michigan, relative to a general revision of the laws;

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Perrin, a majority of the Senators consenting thereto, moved to amend the joint resolution by striking out of line 4 of section 15 the words "certified as examined and found correct by the Supreme Court of the State;" also by inserting after the word "unless," in line 4 of same section, the words "approved by the Legislature;"

Which was not agreed to.

Mr. Waterbury moved that the further consideration of the joint resolution be indefinitely postponed.

Mr. Perrin called for the yeas and nays.

The motion to indefinitely postpone prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Nelson,	Mr. Redfield,	
Andrus,	Jenney,	Newcomb,	Taylor,	
Wm. Cook,	Markey,	Osborn,	Waterbury,	
Foote,	Morgan,	Rankin,		15

NAYS.

Mr. Baxter,	Mr. Chamberlain,	Mr. McElroy,	Mr. Perrin,	
Burleigh,	Edsell,	Packard,	Read,	8

Mr. Burleigh offered the following resolution,

Resolved (the House concurring), That there be printed for the use of this Legislature one thousand copies of the lecture delivered by Dr. C. T. Wilbur upon "Idiocy and the Treatment of Idiots," and one thousand copies of the lecture upon "Hereditry," delivered by Dr. Theodore McGraw. Said lectures to be printed and bound together.

Mr. Burleigh moved that the resolution be referred to the committee on printing.

Pending the taking of the vote upon the motion,

Mr. Waterbury moved to lay the resolution on the table;

Which motion prevailed.

Mr. Baxter moved that the rules be suspended, and that the committee of the whole be discharged from the further consideration of

Senate joint resolution No. 13, entitled

Joint resolution to amend section twenty-eight of Article IV. of the constitution of the State of Michigan, relative to the time within which bills may be introduced.

Which motion prevailed.

On motion of Mr. Baxter,

The joint resolution was placed on its immediate passage.

The joint resolution was then read a third time, and pending the taking of the vote thereon,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the joint resolution by inserting before the word "necessity," in line 3 of recited section 28, the word "public;"

Which was agreed to.

The joint resolution was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Nelson,	Mr. Rankin,
Baxter,	Hinchman,	Newcomb,	Read,
Burleigh,	Jenney,	Osborn,	Redfield,
Chamberlain,	Markey,	Packard,	Waterbury,
Wm. Cook,	McElroy,	Perrin,	Williams,
Edsell,			21

NAYS.

Mr. Andrus,	Mr. Taylor,	2
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Mr. Baxter moved to reconsider the vote by which the Senate refused to pass the joint resolution ;

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Burleigh,

The joint resolution was laid on the table.

Mr. Perrin moved that the rules be suspended, and the committee of the whole be discharged from the further consideration of

Senate joint resolution No. 17, entitled

Joint resolution to authorize the Board of State Auditors of this State to discharge from record a certain indenture of mortgage, executed by Edmund H. Hazleton and Clarinda B. Hazleton and George M. Dewey to the People of the State of Michigan, and dated January 4th, 1860.

Which motion prevailed.

On motion of Mr. Perrin,

The joint resolution was re-referred to the committee of the whole, and placed on the general order.

THIRD READING OF BILLS.

House bill No. 467 (printed No. 310), entitled

A bill to amend sections 22 and 34 of an act entitled "An act to revise the charter of the village of Whitehall," approved April 22, 1873, as amended by an act approved April 23, 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,
Andrus,	Freeman,	Nelson,	Read,
Baxter,	Hinchman,	Newcomb,	Redfield,
Burleigh,	Jenney,	Osborn,	Taylor,
Chamberlain,	Markey,	Packard,	Waterbury,
Wm. Cook,	McElroy,	Perrin,	Williams,
			24

NAYS.

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Title agreed to.

On motion of Mr. McElroy,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order.

Mr. Taylor in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

1. Senate bill No. 223, entitled

A bill to provide for the punishment of parents, guardians, and other persons for the brutal and inhuman treatment of children or wards, and of insane, idiotic, or weak minded persons;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

L. J. TAYLOR, *Chairman.*

Report accepted and committee discharged.

The first named bill was placed on the order of third reading.

On motion of Mr. Waterbury,

The Senate concurred in the amendments made to the second named bill by the committee.

Mr. Andrus moved that the Senate adjourn.

Which motion did not prevail.

Mr. Perrin moved that the bill be placed on its immediate passage.

Mr. Williams moved that the bill be laid on the table.

Mr. Perrin called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Burleigh,	Mr. Markey,	Mr. Rankin,	
Andrus,	Wm. Cook,	McElroy,	Taylor,	
Breitung,	Jenney,	Packard,	Williams,	12

NAYS.

Mr. Baxter,	Mr. Foote,	Mr. Nelson,	Mr. Perrin,	
Chamberlain,	Hinchman,	Newcomb,	Read,	
Edsell,	Morgan,	Osborn,	Waterbury,	12

Mr. Williams moved that the Senate adjourn.

Mr. McElroy called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Rankin,
Andrus,	Edsell,	McElroy,	Tyler,
Breitung,	Jenney,	Packard,	Williams,
Burleigh,			

NAYS.

Mr. Baxter, Chamberlain, Foote,	Mr. Hinchman, Morgan, Nelson,	Mr. Newcomb, Osborn, Perrin,	Mr. Read, Waterbury,	11
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Lansing, Thursday, April 26, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Wilkins.

Roll called: a quorum present.

Absent without leave, Senator Wilcox.

Mr. Jenney asked and obtained leave of absence for Mr. Wilcox indefinitely.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 205 (printed No. 170), entitled

A bill to repeal act No. 229 of the session laws of 1849, entitled "An act to lay out, alter, and establish a public highway on sec. 1, township 2 north of range 11 east, in the township of Troy, in the county of Oakland;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted

House bill No. 322 (printed No. 266), entitled

A bill to amend section 23 of chapter 170, compiler's section 4755, of the compiled laws of 1871, relative to divorces,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 242 (printed No. 180), entitled

A bill to further amend section 1, of an act entitled "An act to prevent fishing

with seines and pound or trap nets, in the small inland lakes and streams in the State of Michigan," being compiler's section 2087, compiled laws of 1871, approved March 11, 1865, as amended by act No. 48, session laws of 1873, approved March 27th, 1873;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. V. TYLER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 391 (printed No. 326), entitled

A bill for the protection of taxpayers,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 328 (printed No. 232), entitled

A bill to amend section twenty-one of an act entitled "An act relative to the organization and powers of Fire and Marine Insurance Companies, transacting business within this State;" approved April 3, 1869, being compiler's section 2985, chapter 99, of the compiled laws of 1871;

Which has passed the House by a two-thirds vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on insurance.

The President also announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute," approved March 21, 1837, being act number 105,

And to inform the Senate that the House has amended the same as follows:

By adding to end of recited section 5 the following words: "Provided, That such purchase, or property, or money by gift, grant, or donation shall not in the aggregate exceed the value of five hundred thousand dollars."

In the passage of which, as thus amended, the House has concurred, by a two-thirds vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Williams,

The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 532 (printed No. 197), entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands.

2. House bill No. 593 (printed No. 214), entitled

A bill to maintain political purity,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were read a first and second time by their titles, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 230 (printed No. 290), entitled

A bill to detach certain territory from fractional school district No. 6, in the townships of Seneca and Medina, Lenawee county, and attach the same to school district No. 5, in the township of Medina,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 25, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 95, entitled

A bill to amend section one of an act entitled "An act to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette Harbor, on Lake Superior," approved March 21st, 1873, as amended by an act approved March 24th, 1874, and also by an act approved April 15th, 1875 ;

In the passage of which the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

Senate bill No. 223, entitled

A bill to provide for the punishment of parents, guardians, and other persons for the brutal and inhuman treatment of children or wards, and of insane, idiotic or weak-minded persons,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Nelson,	Redfield,	
Baxter,	Freeman,	Newcomb,	Taylor,	
Breitung,	Hinchman,	Osborn,	Tyler,	
Burleigh,	Jenney,	Packard,	Waterbury,	
Chamberlain,	Markey,	Perrin,	Williams,	
Wm. Cook,	McElroy,	Rankin,		27

NAYS.

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Title agreed to.

UNFINISHED BUSINESS.

Being the consideration of

House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money.

The pending question being on the motion that the bill be placed on its immediate passage,

On motion of Mr. Taylor,

The bill was laid on the table.

GENERAL ORDER.

On motion of Mr. Read,

The Senate went into committee of the whole on the general order,

Mr. Redfield in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

1. Senate bill No. 119, entitled

A bill to amend compiler's section 974 of compiled laws of 1871, it being recited section 8 of act No. 156 of the session laws of 1875, relative to the assessment and collection of taxes,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. Senate bill No. 224, entitled

A bill to amend section 6465 of the compiled laws of 1871, as amended by act No. 123 of the session laws of 1873, approved April 19, 1873, relative to proceedings by garnishment;

3. House bill No. 205 (printed No. 170), entitled

A bill to repeal act No. 229, of the session laws of 1849, entitled "An act to lay out, alter, and establish a public highway on section 1, township 2 north, of range 11 east, in the township of Troy, in the county of Oakland;"

4. House bill No. 232 (printed No. 266), entitled

A bill to amend section 23 of chapter 170, compiler's section 4755, of the compiled laws of 1871, relative to divorces;

5. House bill No. 242 (printed No. 180), entitled

A bill to further amend section 1 of an act entitled "An act to prevent fishing with seines and pound, or trap nets, in the small inland lakes and streams in the State of Michigan," being compiler's section 2087, compiled laws of 1871, approved March 11, 1865, as amended by act No. 49, session laws of 1873, approved March 27th, 1873;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following joint resolution:

Senate joint resolution No. 17, entitled

Joint resolution to authorize the Board of State Auditors of this State to discharge from record a certain indenture of mortgage, executed by Edmund H. Hazelton and Clarinda B. Hazelton, and George M. Dewey, to the people of the State of Michigan, and dated January 4, 1860;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

H. J. REDFIELD, *Chairman.*

Report accepted and committee discharged.

The second, third, fourth, and fifth named bills were placed on the order of third reading.

On motion of Mr. Read,

The Senate concurred in the amendments made by the committee to the first

named bill and the joint resolution, and the same were placed on the order of third reading.

On motion of Mr. Packard,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

MESSAGES FROM THE GOVERNOR.

The President announced the following :

EXECUTIVE OFFICE, }
Lansing, April 26, 1877. }

To the Senate :

I have received the resignation of Hon. Marsden C. Burch, a member of your House, and have filed the same with the Secretary of State.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 107 (printed No. 344), entitled

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committees on State affairs and the judiciary, jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 162, entitled

A bill to amend section 104, of an act entitled an act to revise and amend an act entitled an act to revise and amend an act entitled "An act to incorporate the city of Bay City;"

And to inform the Senate that the House has adopted the following substitute for the title of said bill:

A bill to amend sections 7 and 104 of act No. 365 of the session laws of 1865, approved March 21, 1865, as amended by act No. 348 of the session laws of 1867, approved March 16, 1867, as amended by act No. 388 of the session laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123:

In the passage of which, with title thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect. And further to ask the concurrence of the Senate in giving immediate effect to the bill.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Tyler moved that the Senate concur in the substitute adopted for the title of the bill by the prevailed.

Which motion House;

On motion of Mr. Tyler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 122, entitled

A bill to reorganize the Board of Education of the city of Coldwater;

And to inform the Senate that the House amended the same as follows:

1. Amend section 1, line 4, by inserting after the word "city" the following words: "In the same manner that ward officers are now elected;"

2. Amend section 1, line 8, by inserting after the word "district" the words "board of education;"

3. Amend section 1, line 10, by inserting after the word "and" the words "said board:"

4. Amend section 2, line 7, by striking out the word "sights," and inserting in lieu thereof the word "sites;"

5. Amend section 2, line 7, by inserting after the word "purposes" the words, "and the title to all property, both real and personal, of said district shall pass to and vest in them;"

6. Amend section 7, line 8, by inserting after the word "board" the words, "only signed by their president and clerk;"

7. Amend section 8, line 2, by striking out the words "after the expiration of each calendar year," and inserting in lieu thereof the words "preceding each election under this act, and at least one week before it occurs;"

8. Amend section 8, line 4, by striking out the words "the previous year," and inserting in lieu thereof the words "the last fiscal year;"

9. Amend section 8, line 11, by inserting after the word "proceedings" the words "in regard to the expenditure of moneys."

10. Amend section 11, by striking out the entire section and inserting the following in lieu thereof, to stand as section 11: "The present board of education of the city of Coldwater shall hold and retain their offices until the board of education, provided for by this act, shall be elected and qualified."

11. Amend section 12, by striking out the entire section, and inserting in lieu thereof the following words, to stand as section 12: "All acts or parts of acts inconsistent with this act are hereby repealed;

And further to inform the Senate that the House has amended the title to the bill by adding to the end of the same the following: "And defining their powers and duties."

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect, and further to ask the concurrence of the Senate in giving immediate effect to the bill.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Morgan moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Rankin,
Andrus,	Foote,	Nelson,	Read,
Baxter,	Freeman,	Newcomb,	Redfield,
Breitung,	Hinchman,	Osborn,	Tyler,
Burleigh,	Jenney,	Packard,	Waterbury,
Chamberlain,	Markey,	Perrin,	Williams,
Wm. Cook,	McElroy,		

26

NAYS.

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On motion of Mr. Morgan,
The Senate agreed to the amendment made by the House to the title of the bill.

On motion of Mr. Morgan,
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House transmit the following joint resolution.

House joint resolution No. 43, entitled

Joint resolution requiring the Auditor General of the State to credit to the counties of Midland and Mecosta, all moneys charged by said Auditor General to said counties of Midland and Mecosta on account of the detaching of the unorganized county of Clare;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on the judiciary.

MOTIONS AND RESOLUTIONS.

Mr. Burleigh moved to take from the table the following:

Resolved (the House concurring), That there be printed for the use of this Legislature 1,000 copies of the lecture delivered by Dr. C. T. Wilbur upon "Idiocy and the treatment of Idiots," and 1,000 copies of the lecture upon "Hereditity," delivered by Dr. Theodore McGraw. Said lectures to be printed and bound together;

Which motion prevailed

The question being upon the adoption of the resolution,

The resolution was adopted.

THIRD READING OF BILLS.

House bill No. 242 (printed No. 180), entitled

A bill to further amend section 1 of act entitled "An act to prevent fishing with seines and pound or trap nets, in the small inland lakes and streams in the State of Michigan," being compiler's section 2087, compiled laws of 1871, approved March 11, 1865, as amended by act No. 49, session laws of 1873, approved March 27, 1873,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Chamberlain,	Mr. Newcomb,	Mr. Read,	Mr. Tyler,	4
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NAYS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,	
Andrus,	Foote,	Morgan,	Redfield,	
Baxter,	Freeman,	Osborn,	Waterbury,	
Breitung,	Hinchman,	Packard,	Williams,	
Wm. Cook,	Markey,	Perrin,		19

Mr. Tyler moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Waterbury moved to lay the motion to reconsider on the table;

Which motion prevailed.

Senate bill No. 119, entitled

A bill to amend compiler's section 974 of the compiled laws of 1871, it being recited section 8 of act number 156 of the session laws of 1875, relating to the assessment and collection of taxes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Breitung, Burleigh, Wm. Cook, Edsell, Freeman,	Mr. Jenney, Markey, McElroy, Nelson,	Mr. Newcomb, Osborn, Packard, Rankin,	Mr. Read, Redfield, Tyler, Waterbury,	17
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NAYS.

Mr. Adair, Andrus,	Mr. Baxter, Chamberlain,	Mr. Foote, Hinchman,	Mr. Morgan, Williams,	8
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Title agreed to.

House bill No. 205 (printed No. 170), entitled

A bill to repeal act No. 229 of the session laws of 1849, entitled "An act to lay out, alter, and establish a public highway on section one, township two north, of range eleven east, in the township of Troy, in the county of Oakland,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Breitung, Burleigh, Wm. Cook,	Mr. Freeman, Jenney, Markey, McElroy, Morgan,	Mr. Nelson, Newcomb, Osborn, Packard, Perrin,	Mr. Rankin, Read, Redfield, Waterbury, Williams,	20
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NAYS.

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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 224, entitled

A bill to amend section 6465 of the compiled laws of 1871, as amended by act No. 123 of the session laws of 1873, approved April 19, 1873, relative to proceedings by garnishment,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Chamberlain, Wm. Cook,	Mr. Edsell, Freeman, Hinchman, Markey, McElroy,	Mr. Morgan, Newcomb, Osborn, Perrin, Rankin,	Mr. Read, Redfield, Tyler, Waterbury, Williams,	20
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NAYS.

Mr. Breitung,	Mr. Jenney,	Mr. Nelson,	Mr. Packard,	4
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Title agreed to.

House bill No. 232 (printed No. 266), entitled

A bill to amend section 23 of chapter 170, compiler's section 4755, of the compiled laws of 1871, relative to divorces,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Nelson,	Mr. Rankin,
Baxter,	Jenney,	Newcomb,	Read,
Burleigh,	Markey,	Osborn,	Waterbury,
Wm. Cook,	McElroy,	Perrin,	Williams,
Edsell,	Morgan,		

18

NAYS.

Mr. Redfield,	
Title agreed to.	

1

Senate joint resolution No. 17, entitled

Joint resolution to authorize the board of State Auditors of this State to discharge from record, a certain indenture of mortgage, executed by Edmund H. Hazelton and Clarinda B. Hazelton, and George M. Dewey, to the people of the State of Michigan, and dated January 4th, 1860;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin
Andrus,	Freeman,	Nelson,	Read,
Baxter,	Hinchman,	Newcomb,	Redfield,
Breitung,	Jenney,	Osborn,	Tyler,
Burleigh,	Markey,	Packard,	Waterbury,
Edsell,	McElroy,	Perrin,	Williams,

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NAYS.

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Title and preamble agreed to.

On motion of Mr. Waterbury,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

On motion of Mr. Burleigh,

The Senate adjourned.

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Lansing, Friday, April 27, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called: a quorum present.

Absent without leave: Senators Chamberlain, Edsell, and Morse.

Mr. Tyler asked and obtained leave of absence for Senators Chamberlain and Morse until Tuesday, May 1.

Mr. Baxter asked and obtained leave of absence for Mr. Edsell until Tuesday, May 1.

Mr. McElroy asked and obtained leave of absence for himself indefinitely after to-day.

REPORTS OF STANDING COMMITTEES.

By the committee on University:

The committee on University, to whom was referred

A bill to maintain and aid the dental school in connection with the medical department of the State University, and to repeal an act to provide for an appropriation to enable the Board of Regents to establish and maintain a dental school in connection with the medical department of the State University,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Taylor,

The bill was laid on the table.

By the committee on University:

The committee on University, to whom was referred

A bill making appropriations for the current expenses of the University of Michigan for the years 1877 and 1878,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Taylor,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 91 (printed No. 52), entitled

A bill to protect the guests of hotels from fire,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill for the protection of guests of hotels, boarding and lodging houses from danger by fire;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Adair,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted

House bill No. 383 (printed No. 138), entitled

A bill relative to selling, furnishing or allowing intoxicating liquors to minors under the age of eighteen years;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto,

recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 532 (printed No. 197), entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was re-committed

Senate bill No. 220, entitled

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters in certain cases, and to amend compiler's section 59 of the compiled laws of 1871 relating to holding general and special elections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Jenney,

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools :

The committee on education and public schools, to whom was referred

House bill No. 230 (printed No. 290), entitled

A bill to detach certain territory from fractional school district No. 6 in the townships of Seneca and Medina, Lenawee county, and attach the same to school district No. 5 in the township of Medina,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on saline interests:

The committee on saline interests, to whom was referred

House bill No. 492 (printed No. 210), entitled

A bill to amend sections 4 and 5 of an act entitled "An act to amend sections 1461, 1462, 1465, 1476, 1480, 1496, and 1500 of the compiled laws of 1871, being sections of an act entitled 'An act to regulate the manufacture and provide for the inspection of salt,' " approved April 16, 1875;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

D. P. FOOTE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

Senate bill No. 110, entitled

A bill to provide for a new registration of the qualified electors of the city of Flint;

Also,

Senate bill No. 188, entitled

A bill making appropriations for the State reform school for the years 1877 and 1878;

Also,

Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute," approved February 25, 1861, approved March 2, 1865;

Also,

Senate bill No. 82, entitled

A bill to amend sections 54, 57 and 76, of chapter 6, being compiler's sections 85, 88, and 107 of the compiled laws of 1871, relative to elections;

Also,

Senate bill No. 138, entitled

A bill to re-organize union school district of the city of Flint, and to repeal act No. 309 of the laws of 1867, act No. 375 of the laws of 1871, and act No. 22 of the laws of 1872;

Also,

Senate bill No. 118, entitled

A bill to amend act No. 123 of the session laws of 1873, the same being an act to amend act No. 154 of the session laws of 1871, entitled "An act to authorize proceedings by garnishment in the circuit courts and in the district court of the Upper Peninsula," approved March 16, 1861, being sections 6465 of the compiled laws of 1871;

Also,

Senate bill No. 90, entitled

A bill to amend an act entitled "An act relative to laying out, altering, and discontinuing highways," being chapter 26 of the compiled laws of 1871, by adding thereto a new section to stand as section 21;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman*.

Report accepted and committee discharged.

REPORTS OF SELECT COMMITTEES.

By the special committee, composed of Senators Baxter, Perrin, and Foote, to whom were referred Senate bills Nos. 62, 208, and 212:

The special committee, to whom were referred the following bills:

1. Senate bill No. 62, entitled

A bill to amend section 1788 of the compiled laws of 1871, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, relative to establishing water-courses and locating ditches or drains;

2. Senate bill No. 212, entitled

A bill to amend section 11 of chapter 48, of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale of lands delinquent for township drain taxes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 11 of chapter 48, of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140, of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Packard,

The Senate concurred in the adoption of the substitute reported for the bills by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the same special committee:

The special committee, to whom was referred

Senate bill No. 208, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, being compiler's section 1756, relating to the sale of lands for county drain taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act No. 159 of the session laws of 1875, as approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Andrus,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the same special committee:

The special committee, to whom was referred the title and enacting clause of House bill No. 147 (printed No. 90), entitled

A bill to amend section 29 of chapter 47, compiled laws of 1871, entitled county drain law, being compiler's section No. 1773,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the further consideration of the same be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER, *Chairman*.

Report accepted and committee discharged.

Mr. Osborn moved that the further consideration of the enacting clause of the bill be indefinitely postponed;

Which motion prevailed.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to inform the Senate in relation to House bill No. 28, entitled

A bill to amend act No. 181 of the session laws of 1871, being an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, approved May 1, 1875;

Concerning which there is a disagreement between the two Houses, as to sundry amendments made by the Senate, in which the House refuses to concur.

That now the House requests a committee of conference as to the disagreement; and further to inform the Senate that Messrs. Wood, Robbins, and Woodworth have been appointed on the part of the House as such committee.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Burleigh moved that a committee of conference be appointed by the President to act with a like committee already appointed upon the part of the House, for the consideration of the disagreements between the two Houses relative to the above named bill.

Which motion prevailed.

The President named as such committee Senators Burleigh, McElroy, and Osborn.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 376 (printed No. 345), entitled

A bill to revise an act entitled “ An act relating to free schools in the city of Grand Rapids,” approved March 15, 1871, as amended by an act approved April 24, 1875,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to respectfully request the return of the following bill :

Senate bill No. 135, entitled

A bill to reorganize the public library of Bay City.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the committee on engrossment and enrollment be requested to report the bill to the Senate ;

Which motion prevailed.

The committee on engrossment and enrollment of bills submitted the following report :

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 135, entitled

A bill to reorganize the public library of Bay City,

Respectfully report the same back to the Senate.

WM. JENNEY, JR., *Chairman.*

On motion of Mr. Baxter,

The Secretary was directed to return the bill to the House, in accordance with its request for the return of the same.

The President also announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 143, entitled

A bill to authorize the board of control of State swamp lands to make an appropriation to repair, preserve, and reconstruct a part of the Cass River and Bay City State road,

In the passage of which the House has concurred by a two-thirds majority

vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 26, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

Substitute for House bill No. 176 (printed No. 94), entitled

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal;

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

MOTIONS AND RESOLUTIONS.

Mr. McElroy offered the following resolution:

Resolved, That when the Senate adjourns to-day, it be until April 30th at 8:30, P. M.

The question being upon the adoption of the resolution,

Mr. Burleigh called for the yeas and nays.

The resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Redfield,
Baxter,	Jenney,	Rankin,	Taylor,
Breitung,	McElroy,	Read,	Tyler,
Wm. Cook,	Nelson,		

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NAYS.

Mr. Andrus,	Mr. Freeman,	Mr. Osborn,	Mr. Waterbury,
Burleigh,	Morgan,	Perrin,	Williams,
Foote,			

9

Pending the announcement of the vote,

Mr. Burleigh moved that Mr. Shoemaker be excused from voting;

Which motion prevailed.

Mr. Williams moved to take from the table the following:

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute," approved March 21st, 1837, being act No. 105;

Which motion prevailed.

The question being upon concurring in the amendment made to the bill by

the House, adding to end of recited section 5 the following words: "*Provided, That such purchase, or property, or money by gift, grant, or donation, shall not in the aggregate exceed the value of five hundred thousand dollars,*"

The same was concurred in, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Packard,	Mr. Shoemaker,
Andrus,	Hinchman,	Perrin,	Taylor,
Baxter,	McElroy,	Rankin,	Tyler,
Breitung,	Morgan,	Read,	Waterbury,
Burleigh,	Nelson,	Redfield,	Williams,
Foote,	Osborn,		
			22

NAYS.

Mr. Jenney,	1
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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Mr. Taylor asked and obtained leave of absence for himself for Tuesday, Wednesday, and Thursday, upon Legislative business.

Mr. Taylor moved that the Senate adjourn.

Mr. Waterbury called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Wm. Cook,	Mr. Rankin,	Mr. Taylor,	3
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NAYS.

Mr. Adair,	Mr. McElroy,	Mr. Packard,	Mr. Shoemaker,
Andrus,	Morgan,	Perrin,	Tyler,
Hinchman,	Nelson,	Read,	Waterbury,
Jenney,	Osborn,	Redfield,	15

GENERAL ORDER.

On motion of Mr. Andrus,

The Senate went into committee of the whole on the general order.

Mr. Rankin in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 383 (printed No. 138), entitled

A bill relative to selling, furnishing, or allowing intoxicating liquors to minors under the age of eighteen years;

2. House bill No. 532 (printed No. 197), entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands;

3. House bill No. 492 (printed No. 210), entitled

A bill to amend sections 4 and 5 of an act entitled "An act to amend sections 1461, 1462, 1465, 1476, 1480, 1496 and 1500 of the compiled laws of 1871, being sections of an act entitled 'An act to regulate the manufacture and provide for the inspection of salt,'" approved April 16, 1875;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following joint resolution :

Senate joint resolution No. 21, entitled

Joint resolution to amend section 2 of Article IV. of the constitution of the State of Michigan, relating to the election of State Senators ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

F. H. RANKIN, *Chairman.*

Report accepted and committee discharged.

The three bills and the joint resolution were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate took up business under the order of

THIRD READING OF BILLS.

House bill No. 383 (printed No. 138), entitled

A bill relative to selling, furnishing, or allowing intoxicating liquors to minors under the age of eighteen years,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Jenney,	Mr. Paekard,	Mr. Taylor,	
Andrus,	McElroy,	Perrin,	Tyler,	
Baxter,	Morgan,	Rankin,	Waterbury,	
Burleigh,	Nelson,	Shoemaker,	Williams,	
Hinchman,	Osborn,			19

NAYS.

Mr. Breitung,	Mr. Redfield,		2
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Title agreed to.

House bill No. 532 (printed No. 197), entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Osborn,	Mr. Shoemaker,	
Andrus,	Jenney,	Packard,	Taylor,	
Baxter,	McElroy,	Perrin,	Tyler,	
Breitung,	Morgan,	Read,	Waterbury,	
Burleigh,	Nelson,	Redfield,	Williams,	
Foote,				21

NAYS.

0

Title agreed to.

On motion of Mr. Read,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 492 (printed No. 210), entitled

A bill to amend sections 4 and 5 of an act entitled " An act to amend sections 1461, 1462, 1465, 1476, 1480, 1496, and 1500 of the compiled laws of

1871, being sections of an act entitled 'An act to regulate the manufacture and provide for the inspection of salt,' approved April 16, 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Packard,	Mr. Shoemaker,
Andrus,	McElroy,	Perrin,	Taylor,
Baxter,	Morgan,	Rankin,	Tyler,
Breitung,	Nelson,	Read,	Waterbury,
Burleigh,	Osborn,	Redfield,	Williams,
Foote,			

22

NAYS.

0

Title agreed to.

On motion of Mr. Foote,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 21, entitled

Joint resolution to amend section 2 of article IV. of the constitution of the State of Michigan, relating to the election of State senators;

Was read a third time, and pending the taking of the vote thereon,

Mr. Burleigh moved that the same be laid on the table;

Which motion prevailed.

Mr. Tyler moved that the Senate adjourn.

Mr. Perrin called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,
Baxter,	Jenney,	Nelson,	Read,
Breitung,	McElroy,	Packard,	Tyler,

12

NAYS.

Mr. Andrus,	Mr. Perrin,	Mr. Shoemaker,	Mr. Waterbury,
Burleigh,	Redfield,	Taylor,	Williams,
Hinchman,			

9

The President announced that the Senate stood adjourned until Monday evening, April 30th, at half-past eight o'clock.

Lansing, Monday, April 30, 1877.

The Senate was called to order by the President at 8½ o'clock P. M.

Roll called: not a quorum present.

On motion of Mr. Redfield,

The Senate adjourned.

Lansing, Tuesday, May 1, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called: a quorum present.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor, under the rules:

A bill to provide for a new registration of the qualified electors of the city of Flint;

Also,

A bill making appropriations for the State Reform School for the years 1877 and 1878;

Also,

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25th, 1861, approved March 2, 1865;

Also,

A bill to amend sections 54, 57, and 76, of chapter 6, being compiler's sections 85, 88, and 107 of the compiled laws of 1871, relative to elections;

Also,

A bill to reorganize union school district of the city of Flint, and to repeal act No. 309 of the laws of 1867, act No. 375 of the laws of 1871, and act No. 22 of the laws of 1872;

Also,

A bill to amend act number 123 of the session laws of 1873, the same being an act to amend act number 154 of the session laws of 1871, entitled "An act to authorize proceedings by garnishment in the circuit courts and in the district court of the Upper Peninsula," approved March 16, 1861, being section 6465 of the compiled laws of 1871;

Also,

A bill to amend an act entitled "An act relative to laying out, altering, and discontinuing highways," being chapter 26 of compiled laws of 1871, by adding thereto a new section, to stand as section 21.

MESSAGES FROM THE GOVERNOR.

The President announced a message from the Governor upon Executive business.

On motion of Mr. Redfield,

The Senate went into executive session, the time being 9:35 o'clock A. M.

The executive session closed at 9:40 o'clock A. M.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 135, entitled

A bill to organize the public library of Bay City;

And to inform the Senate that the House has amended the title of the same so as to read as follows:

"A bill to organize the public library of Bay City, and to repeal section 12 of act number 370 of the session laws of 1867, entitled 'An act to organize Union School District of Bay City,' approved March 20, 1867."

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Waterbury moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved (the House concurring), That there be printed for the use of this Legislature 1,000 copies of the lecture delivered by Dr. C. T. Wilbur upon "Idiocy and the treatment of Idiots," and 1,000 copies of the lecture upon "Heredity," delivered by Dr. Theodore McGraw. Said lectures to be printed and bound together;

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 4 (printed No. 29), entitled

Joint resolution instructing the Board of State Auditors to make a settlement with Robert Winterbottom;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 298, entitled

A bill to change the name of Thomas Morrissey to Thomas Sterling, and to constitute him heir-at-law of Henry H. Sterling and Catherine Sterling;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

House bill No. 252 (printed No. 288), entitled

A bill to amend section 28 of chapter 50 of compiled laws of 1871, being compiler's section 1843.

House bill No. 206 (printed No. 298), entitled

A bill to amend sections 13, 15, 16, 21, 32, and 33 of chapter 189 of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, 5990, 6001, and 6002, relative to drawing of jurors;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 173, entitled

A bill making an appropriation for the support of the State Public School, and providing for the construction of buildings, and making other improvements to that institution,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Read offered the following resolution :

Resolved, That the House of Representatives are hereby respectfully requested to return to the Senate

House bill No. 553 (printed No. 239), entitled

A bill to consolidate Wenona, Banks, and Salzburg, to be known as the city of West Bay City.

Which was adopted.

Mr. Wm. Cook offered the following resolution :

Resolved, That the Governor be respectfully requested to return to the Senate Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25, 1861, approved March 2, 1865.

Which was adopted.

Mr. Hinchman moved to take from the table the following :

House bill No. 520 (printed No. 165), entitled

A bill to amend section 7 of chapter 156, of the compiled laws of 1871, being compiler's section 4383 ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

Mr. Foote moved that the same be laid on the table ;

Which motion did not prevail.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,
Baxter,
Burleigh,
Wm. Cook,

Mr. Edsell,
Hinchman,
Markey,

Mr. Osborn,
Perrin,
Rankin,

Mr. Read,
Redfield,
Wilcox,

13

NAYS.

Mr. Andrus,
Chamberlain,

Mr. Foote,
Morse,

Mr. Nelson,
Shoemaker,

Mr. Waterbury,

7

Mr. Foote moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Foote,

The bill was laid on the table.

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order.

Mr. Adair in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

1. Senate bill No. 94, entitled

A bill relative to dividing townships and villages into election districts, and to provide for the registration of electors in such cases;

2. Senate bill No. 225, entitled

A bill to amend section 11 of chapter 48 of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes;

3. Senate bill No. 226, entitled.

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act No. 159 of the session laws of 1875, approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have had under consideration the following bill:

4. House bill No. 230 (printed No. 290), entitled

A bill to detach certain territory from fractional school district No. 6, in the townships of Seneca and Medina, Lenawee county, and attach the same to school district No. 5, in the township of Medina,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

The fourth named bill was placed on the order of third reading.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the first, second and third named bills, and the same were placed on the order of third reading.

On motion of Mr. Burleigh,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Read: Petition of Frederick Wright and 13 other citizens of Gratiot county, praying for the passage of a law establishing uniform rates of freight on railroads;

Referred to the committee on railroads.

By the same: Petition of Valorous Hoyt and 9 other citizens of Gratiot county, praying for the passage of a stringent law fixing the rate of interest at 7 per cent.

Referred to the committee on State affairs.

By the same: Petition of F. A. Johnson and 6 other citizens of Gratiot

county, praying for the passage of a law establishing the weight of a bushel of apples at 47 pounds;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 328 (printed No. 232), entitled

A bill to amend section 21 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869, being compiler's section 2985, chapter 99, of the compiled laws of 1871;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill do pass, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Osborn,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

A bill to authorize the board of supervisors of Jackson county to receive certain lands of the Jackson county agricultural society in trust;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. COOK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 343 (printed No. 211), entitled

A bill to amend section No. 115 of the compiled laws of 1871, being section 84 of chapter 6, relating to electors of President and Vice President of the United States;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred
House bill No. 244 (printed No. 346), entitled

A bill to provide for the division of the township of Bertrand, in Berrien county, into two election districts for general election purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MORSE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred
House bill No. 376 (printed No. 345), entitled

A bill to revise an act entitled "An act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by an act approved April 24, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Newcomb,

The bill was placed on the order of third reading.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, April 27, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to provide for a new registration of the qualified electors of the city of Flint;

An act making appropriations for the State reform school for the years 1877 and 1878;

CHARLES M. CROSWELL.

The message was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE,
Lansing, April 30, 1877. }

To the Senate:

On the 28th inst. I approved, signed, and have this day deposited in the office of the Secretary of State,

An act to amend sections 54, 57 and 76, of chapter 6, being compiler's sections 85, 88, and 107 of the compiled laws of 1871, relative to elections;

An act to amend an act entitled "An act relative to laying out, altering, and discontinuing highways," being chapter 26 of the compiled laws of 1871, by adding thereto a new section to stand as section 21;

An act to amend act No. 123 of the session laws of 1873, the same being an act to amend act No. 154 of the session laws of 1871, entitled "An act to authorize proceedings by garnishment in the circuit courts and in the district court of the Upper Peninsula," approved March 16, 1861, being sections 6465 of the compiled laws of 1871;

An act to re-organize union school district of the city of Flint, and to repeal act No. 309 of the laws of 1867, act No. 375 of the laws of 1871, and act No. 22 of the laws of 1872.

CHARLES M. CROSWELL.

The message was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE,
Lansing, May 1, 1877. }

To the President of the Senate:

In compliance with a resolution of the Senate, I am directed by the Governor to return to the Senate

Senate bill 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25, 1861, approved March 2, 1865;

GEORGE H. HOPKINS,
Private Secretary.

On motion of Mr. Wm. Cook,

The bill was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES,
Lansing, May 1, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 553 (printed No. 239), entitled

A bill to consolidate Wenona, Banks, and Salzburgh, to be known as the city of West Bay City,

In accordance with a request of the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Tyler moved that the rules be suspended, and to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Tyler, a majority of the Senators consenting thereto, moved to amend the bill by striking out the words "police justice, school inspector," in line 3, of section 5, title III.;

Which was agreed to.

Mr. Tyler, a majority of the Senators consenting thereto, moved to further amend the bill by striking out in lines 1 and 2, of section 6, title V., the following words: "by virtue of his office, be a police justice, with all the powers and duties usually appertaining to said office, and shall;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Freeman,	Osborn,	Shoemaker,
Baxter,	Hinchman,	Packard,	Tyler,
Burleigh,	Markey,	Perrin,	Waterbury,
Chamberlain,	Morse,	Read,	Wilcox,
Wm. Cook,	Nelson,		

22

NAYS.

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Title agreed to.

On motion of Mr. Tyler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Shoemaker moved to take from the table

House bill No. 134 (printed No. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

On motion of Mr. Shoemaker,

The bill was recommitted to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for receiving, loaning, and investing of money,

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was recommitted to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 39 (printed No. 25), entitled

A bill to prohibit the sale of goods and merchandise in sealed packages;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 59 (printed No. 16), entitled

A bill providing for the polling of juries in civil and criminal cases;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 138 (printed No. 60), entitled

A bill relative to divorces;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 20 (printed No. 41), entitled

A bill to prevent attorneys, counsellors, agents, and the like from becoming sureties in certain cases;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 86 (printed No. 36), entitled

A bill to amend sections 153, 155, and 156 of act 169, session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," being compiler's sections 1119, 1121, and 1122, compiled laws of 1871;

Which motion prevailed

The bill having been read a third time, and the question being upon its passage,

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 168 (printed No. 75), entitled

A bill to amend section 10 of chapter 167, being section 4706 of the compiled laws of 1871, relative to the filing of chattel mortgages;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 85, entitled

A bill to amend section 1 of an act entitled "An act to amend chapter 114 of the revised statutes, entitled 'of proceedings against debtors by attachment,' approved April 7th, 1851," being compiler's section 6428 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table the following:

House bill No. 218 (printed No. 103), entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes, or baskets less than the legal measure;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 181, entitled

A bill to incorporate the village of Utica;

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Shoemaker moved to take from the table

House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

THIRD READING OF BILLS.

Senate bill No. 94, entitled

A bill relative to dividing townships and villages into election districts and to provide for the registration of electors in such cases ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Hinchman,	Osborn,	Shoemaker,	
Burleigh,	Markey,	Packard,	Tyler,	
Chamberlain,	Morse,	Perrin,	Waterbury,	
Wm. Cook,	Nelson,	Read,	Wilcox,	
Foote,				21

NAYS.

Mr. Baxter,	1
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Title agreed to.

Senate bill No. 225, entitled

A bill to amend section 11 of chapter 48 of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Perrin,	
Andrus,	Hinchman,	Newcomb,	Read,	
Burleigh,	Markey,	Osborn,	Waterbury,	
Chamberlain,	Morse,	Packard,	Wilcox,	
Wm. Cook,				17

NAYS.

Mr. Baxter,	Mr. Redfield,	Mr. Shoemaker,	3
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Title agreed to.

Senate bill No. 226, entitled

A bill to amend section 12 of chapter 47 of compiled laws of 1871, as amended by act No. 159 of the session laws of 1875, approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Perrin,
Andrus,	Freeman,	Newcomb,	Read,
Burleigh,	Markey,	Osborn,	Tyler,
Chamberlain,	Morse,	Packard,	Waterbury,
Wm. Cook,			

17

NAYS.

Mr. Baxter,	Mr. Hinchman,	Mr. Redfield,	Mr. Shoemaker,
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4

Title agreed to.

House bill No. 230 (printed No. 290), entitled

A bill to detach certain territory from fractional school district No. 6 in the townships of Seneca and Medina, Lenawee county, and attach the same to school district No. 5 in the township of Medina,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Read,
Burleigh,	Hinchman,	Newcomb,	Tyler,
Wm. Cook,	Markey,	Perrin,	Waterbury,

12

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Packard,	Mr. Shoemaker,
Baxter,	Morse,	Redfield,	Wilcox,
Chamberlain,	Osborn,		

10

House bill No. 376 (printed No. 345), entitled

A bill to revise an act entitled "An act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by an act approved April 24, 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Read,
Andrus,	Foote,	Newcomb,	Redfield,
Baxter,	Freeman,	Osborn,	Shoemaker,
Burleigh,	Hinchman,	Packard,	Tyler,
Chamberlain,	Markey,	Perrin,	Waterbury,
Wm. Cook,	Morse,	Rankin,	Wilcox,

24

NAYS.

0

Title agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Redfield,

The Senate went into committee of the whole on the general order,

Mr. Packard in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 328 (printed No. 232), entitled

A bill to amend section twenty-one of an act entitled "An act relative to the organization and powers of Fire and Marine Insurance Companies transacting business within this State;" approved April 3, 1869, being compiler's section 2985, chapter 99, of the compiled laws of 1871;

2. House bill No. 244 (printed No. 346), entitled

A bill to provide for the division of the township of Bertrand, in Berrien county, into two election districts for general election purposes;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 343 (printed No. 211), entitled

A bill to amend section 115 of the compiled laws of 1871, being section 84, of chapter six, relative to electors of President and Vice President of the United States;

4. House bill No. 264 (printed No. 230), entitled

A bill to provide for the bringing of joint suits by fellow-workmen;

5. House bill No. 134 (printed No. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies;

6. House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money;

7. House bill No. 86 (printed No. 36), entitled

A bill to amend sections 153, 155, and 156 of act 169, session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," being compiler's sections No. 1119, 1121, and 1122, compiled laws of 1871;

8. House bill No. 218 (printed No. 103), entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes, or baskets less than legal measure;

9. House bill No. 181, entitled

A bill to incorporate the village of Utica;

10. House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan:

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

11. House bill No. 37 (printed No. 25), entitled

A bill to prohibit the sale of goods and merchandise in sealed packages;

Have directed their chairman to report the same back to the Senate, with the recommendation that its further consideration be indefinitely postponed.

The committee of the whole have also had under consideration the following:

12. House bill No. 59 (printed No. 16), entitled

A bill providing for the polling of juries in civil and criminal cases;

13. House bill No. 13 (printed No. 60), entitled

A bill relative to divorces;

14. House bill No. 20 (printed No. 41), entitled

A bill to prevent attorneys, counsellors, agents, and the like, from becoming sureties in certain cases;

15. House bill No. 168 (printed No. 75), entitled

A bill to amend section 10 of chapter 167, being section four thousand seven hundred and six (4706) of the compiled laws of 1871, relative to the filing of chattel mortgages;

16. House bill No. 85 entitled

A bill to amend section one of an act entitled "An act to amend chapter 114 of the revised statutes entitled of proceedings against debtor by attachment," approved April 7, 1851, being compiler's section 6428 of the compiled laws of 1871;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

W. C. PACKARD, *Chairman*.

Report accepted and committee discharged.

The third, fourth, fifth, sixth, seventh, eighth, ninth, and tenth named bills were placed on the order of third reading.

On motion of Mr. Morse,

The Senate concurred in the amendments made by the committee to the first and second named bills and the same were placed on the order of third reading.

On motion of Mr. Morse,

The Senate concurred in the recommendation of the committee in regard to the eleventh named bill, and its further consideration was indefinitely postponed.

On motion of Mr. Morse,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the twelfth, thirteenth, fourteenth, fifteenth, and sixteenth named bills.

On motion of Mr. Shoemaker,

The further consideration of the title and enacting clause of each of the above named twelfth, thirteenth, fourteenth, fifteenth, and sixteenth named bills were indefinitely postponed.

On motion of Mr. Edsell,

The Senate adjourned.

Lansing, Wednesday, May 2, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Clark.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 539 (printed No. 214), entitled

A bill to maintain political purity,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 391 (printed No. 326), entitled

A bill for the protection of taxpayers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Freeman,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House joint resolution No. 4 (printed No. 29), entitled

Joint resolution instructing the Board of State Auditors to make a settlement with Robert Winterbottom,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 285 (printed No. 248), entitled

A bill to amend section 1 of compiler's section 2106 of an act entitled "An

act to prevent the destruction of muskrats and muskrat houses in the marshes along the shore of lakes Erie, St. Clair, Huron, and Michigan," of the compiled laws of 1871;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following concurrent resolution :

Resolved (the Senate concurring), That in the recent work introduced into this State by Dr. Henry A. Reynolds, we recognize a reform so beneficent in its aims, and so wise in its measures, as to have won public confidence in an unprecedented degree,—not only achieving marvelous results in its effects upon individuals, families, and communities, but promising to be so far-reaching in its influence as of necessity to greatly diminish poverty and crime, the expenses of almshouses, police courts, and prisons, as well as the demands upon private and public charity; and promising also to solve the much vexed problem of tramps, vagrants, paupers, and convicts,—striking as it does at the root of pauperism and crime.

Resolved, That to Dr. Henry A. Reynolds, the originator and prosecutor of this reform, as developed in this State, we tender grateful appreciation and thanks.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. McElroy moved that the Senate concur in the adoption of the resolution : Which motion prevailed.

THIRD READING OF BILLS.

House bill No. 328 (printed No. 232) entitled

A bill to amend section twenty-one of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State;" approved April 3, 1869, being compiler's section 2985, chapter 99, of the compiled laws of 1871,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Barter,
Breitung,

Mr. Edsell,
Freeman,
Hinchman,

Mr. Morse,
Nelson,
Packard,

Mr. Redfield,
Shoemaker,
Waterbury,

Mr. Burleigh, Chamberlain, Wm. Cook,	Mr. Markey, McElroy, Morgan,	Mr. Perrin, Rankin, Read,	Mr. Wilcox, Williams,	23
NAYS.				0

Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 244 (printed No. 346), entitled

A bill to provide for the division of the township of Bertrand, in Berrien county, into two election districts for general election purposes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.				
Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Foote, Freeman, Hinchman, Markey, McElroy, Morgan,	Mr. Morse, Nelson, Osborn, Packard, Perrin, Rankin,	Mr. Read, Redfield, Shoemaker, Waterbury, Wilcox, Williams,	26
NAYS				0

Title agreed to.

House bill No. 343 (printed No. 211), entitled

A bill to amend section 115 of the compiled laws of 1871, being section 84 of chapter 6, relative to electors of President and Vice President of the United States;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.				
Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Foote, Freeman, Hinchman, Markey, McElroy, Morgan,	Mr. Morse, Nelson, Osborn, Packard, Perrin, Rankin,	Mr. Read, Redfield, Shoemaker, Waterbury, Wilcox, Williams,	26
NAYS.				0

Title agreed to.

House bill No. 264 (printed No. 230), entitled

A bill to provide for the bringing of joint suits by fellow-workmen,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.				
Mr. Adair, Burleigh,	Mr. Markey, McElroy,	Mr. Rankin, Read,	Mr. Shoemaker, Wilcox,	8

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Morgan,	Mr. Packard,
Baxter,	Foote,	Morse,	Perrin,
Breitung,	Freeman,	Nelson,	Waterbury,
Chamberlain,	Hinchman,	Osborn,	Williams,
Wm. Cook,			

17

Pending the announcement of the vote,

Mr. Morse moved that Mr. Redfield be excused from voting ;

Which motion prevailed.

Mr. Foote moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Osborn moved to lay the motion on the table,

Which motion prevailed.

House bill No. 134 (printed No. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Breitung,	Mr. Markey,	Mr. Perrin,	Mr. Waterbury,
Burleigh,	Morgan,	Rankin,	Wilcox,
Wm. Cook,	Morse,	Read,	Williams,
Foote,	Packard,	Tyler,	

15

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Hinchman,	Mr. Redfield,
Baxter,	Freeman,	Osborn,	Shoemaker,
Chamberlain,			

9

Mr. Foote moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Foote,

The bill was laid on the table.

House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money ;

Was read a third time, and pending the taking of the vote thereon,

Mr. Shoemaker moved that the same be laid on the table ;

Which motion prevailed.

House bill No. 86 (printed No. 36), entitled

A bill to amend sections 153, 155, and 156 of act 169, session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," being compiler's sections No. 1119, 1121, and 1122, compiled laws of 1871 ;

Was read a third time, and pending the taking of the vote thereon,

Mr. Morse moved that the same be laid on the table ;

Which motion prevailed.

House bill No. 218 (printed No. 103), entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes, or baskets less than legal measure,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Markey,	Mr. Rankin,	
Andrus,	Foote,	McElroy,	Read,	
Baxter,	Freeman,	Packard,	Wilcox,	
Breitung,	Hinchman,	Perrin,	Williams,	
Chamberlain,				17

NAYS.

Mr. Burleigh,	Mr. Morgan,	Mr. Osborn,	Mr. Shoemaker,	
Wm. Cook,	Nelson,	Redfield,	Waterbury,	8

Title agreed to.

House bill No. 181, entitled

A bill to incorporate the village of Utica,

Was read a third time, and pending the taking of the vote thereon,

Mr. Baxter moved that the same be laid on the table ;

Which motion prevailed.

House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan,

Was read a third time, and pending the taking of the vote thereon,

Mr. Foote moved that the same be recommitted to the committee of the whole ;

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Read,

The Senate went into committee of the whole on the general order,

Mr. Baxter in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following bill :

House bill No. 593 (printed No. 214), entitled

A bill to maintain political purity,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following joint resolution :

House joint resolution No. 4 (printed No. 29), entitled

Joint resolution instructing the Board of State Auditors to make a settlement with Robert Winterbottom ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

W. J. BAXTER, *Chairman.*

Report accepted and committee discharged.

The joint resolution was placed on the order of third reading.

On motion of Mr. McElroy,

The Senate concurred in the amendments made by the committee to the bill, and the same was placed on the order of third reading.

Mr. Nelson, by unanimous consent, moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 467 (printed No. 310), entitled

A bill to amend sections 22 and 34 of an act entitled 'An act to revise the charter of the village of Whitehall,' approved April 22d, 1873, as amended by: an act approved April 23d, 1875;

Which motion prevailed.

On motion of Mr. Nelson,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

Senate bill No. 173, entitled

A bill making an appropriation for the support of the State Public School, and providing for the construction of buildings, and making other improvements to that institution;

Also,

Senate bill No. 156, entitled

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Acting Chairman.*

Report accepted and committee discharged.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 312 (printed No. 254), entitled

A bill to repeal an act entitled "An act to amend chapter 181 of the compiled laws, relative to offenses against property, by adding thereto section 53," approved April 5, 1869, the same being section 7605 of the compiled laws of 1871;

2. House bill No. 488 (printed No. 256), entitled

A bill to amend section 11 of chapter 235 of the compiled laws of 1871, the same being compiler's section 7333, relative to fraudulent and insolvent debtors;

3. House bill No. 180 (printed No. 257) entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children, and of other persons, approved February 2, 1861, being compiler's section 4854;

4. House bill No. 182 (printed No. 212), entitled

A bill to amend an act entitled "An act to preserve the purity of elections," approved March 15th, 1861, being compiler's section 7776, of the compiled laws of 1871, and to add a new section thereto, to stand as section 2;

5. House bill No. 253 (printed No. 247), entitled

A bill to provide for the prevention and punishment of horse stealing;

6. House bill No. 279 (printed No. 249), entitled

A bill to compel parties engaged in securing ice to erect danger signals;

7. House bill No. 164 (printed No. 260), entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The support of poor persons by their relatives," by adding seven sections thereto, to stand as sections 16 to 23 inclusive;

8. House bill No. 531 (printed No. 258), entitled

A bill to amend an act entitled "An act to regulate the size of dry or packing barrels for fruits, roots, and vegetables," approved March 8, 1869, being compiler's section 1549, of the compiled laws of 1871;

9. House bill No. 204 (printed No. 273), entitled

A bill to provide for the enforcement of the individual liability of stock holders of corporations;

10. House bill No. 248 (printed No. 272) entitled

A bill to amend sections 13 and 14, compiler's sections 4709 and 4710, chapter 167 of the compiled laws of 1871, relative to filing and continuing chattel mortgages;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first, second, third, seventh, and tenth named bills were read a first and second time by their titles, and referred to the committee on the judiciary.

The fourth, fifth, sixth, and eighth named bills were read a first and second time by their titles, and referred to the committee on State affairs.

The ninth named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 190, entitled

A bill to protect travel on the public highways;

In the passage of which the House has concurred, by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 9 of article 2 by striking out in the proviso in the 7th subdivision, the words "fifty cents" and inserting in lieu thereof the words "twenty cents;"

2. Amend section 9 of article 2 by striking out in the 9th subdivision, all of the second proviso in said subdivision, being all after the word "railroads" in 10th line, to and including the word "sold" in 14th line;

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Tyler moved that the Senate concur in the first amendment made to the bill by the House;

Which motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Morgan,	Mr. Read,	Mr. Tyler,	
Markey,	Morse,			6

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Rankin,	
Baxter,	Foote,	Newcomb,	Redfield,	
Breitung,	Freeman,	Osborn,	Shoemaker,	
Burleigh,	Hinchman,	Packard,	Waterbury,	
Chamberlain,	McElroy,	Perrin,	Wilcox,	
Wm. Cook,				21

Mr. McElroy moved that the Senate concur in the second amendment made to the bill by the House.

Which motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Edsell,	Mr. Morse,	Mr. Perrin,	
Burleigh,	McElroy,	Nelson,	Read,	
Chamberlain,	Morgan,	Newcomb,	Waterbury,	12

NAYS.

Mr. Adair,	Mr. Foote,	Mr. Osborn,	Mr. Shoemaker,	
Baxter,	Freeman,	Packard,	Wilcox,	
Breitung,	Hinchman,	Rankin,	Williams,	
Wm. Cook,	Markey,	Redfield,		15

MOTIONS AND RESOLUTIONS.

Mr. Foote moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 597 (printed No. 140), entitled

A bill to amend section 2009 of the compiled laws of 1871, being section 1 of the revised statutes of 1846 ;

Which motion prevailed.

Mr. Morse moved to take from the table the following :

House bill No. 86 (printed No. 36), entitled

A bill to amend sections 153, 155, and 156 of act 169, session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," being compiler's sections No. 1119, 1121, and 1122, compiled laws of 1871 ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

Mr. Perrin moved that the same be laid on the table ;

Which motion did not prevail.

Mr. Morse moved that the further consideration of the bill be indefinitely postponed ;

Which motion prevailed.

THIRD READING OF BILLS.

House joint resolution No. 4 (printed No. 29), entitled

Joint resolution instructing the Board of State Auditors to make a settlement with Robert Winterbottom ;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Rankin,	
Andrus,	Foote,	Nelson,	Read,	
Breitung,	Freeman,	Newcomb,	Shoemaker,	
Edsell,	Hinchman,	Osborn,	Waterbury,	
Chamberlain,	Markey,	Packard,	Wilcox,	
Wm. Cook,	McElroy,	Perrin,	Williams,	24

NAYS.

Mr. Baxter,	Mr. Burleigh,	Mr. Redfield,	3
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Title and preamble agreed to.
On motion of Mr. Waterbury,
By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

Mr. Foote moved to reconsider the vote by which the Senate passed the joint resolution.

Mr. Waterbury moved to lay the motion on the table.

Mr. Adair called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Baxter,	Mr. Edsell,	Mr. Newcomb,	Mr. Shoemaker,
Burleigh,	Hinchman,	Packard,	Waterbury,
Chamberlain,	McElroy,	Read,	Wilcox,
Wm. Cook,			

NAYS.

Mr. Adair, Andrus, Breitung, Foote,	Mr. Freeman, Markey, Morgan,	Mr. Nelson, Osborn, Perrin,	Mr. Rankin, Redfield, Williams,	13
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The question being upon the motion to reconsider the vote by which the Senate passed the joint resolution,

Mr. Waterbury called for the yeas and nays.

The motion to reconsider did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Adair, Andrus, Breitung,	Mr. Foote, Freeman, Markey,	Mr. Morgan, Nelson, Osborn,	Mr. Redfield, Williams,	11
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NAYS.

Mr. Baxter, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Hinchman, McElroy, Newcomb,	Mr. Packard, Perrin, Rankin, Read,	Mr. Shoemaker, Waterbury, Wilcox,	15
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House bill No. 593 (printed No. 214), entitled

A bill to maintain political purity,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Baxter, Burleigh, Chamberlain, Wm. Cook, Edsell,	Mr. Hinchman, Markey, McElroy, Newcomb,	Mr. Packard, Perrin, Rankin, Read,	Mr. Shoemaker, Waterbury, Wilcox, Williams,	17
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NAYS.

Mr. Adair, Andrus, Breitung,	Mr. Foote, Freeman,	Mr. Morgan, Nelson,	Mr. Osborn, Redfield,	9
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GENERAL ORDER.

On motion of Mr. McElroy,

The Senate went into committee of the whole on the general order.

Mr. Read in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following bills :

House bill No. 391 (printed No. 326), entitled

A bill for the protection of tax-payers ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following :

House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels, boarding and lodging houses from danger by fire ;

Have made sundry amendments thereto, and directed their chairman to re-

port the same back to the Senate, with the recommendation that it be recommitted to the committee on cities and villages.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The Senate concurred in the amendments made by the committee to the two named bills, and the first named bill was placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the second named bill, and the same was recommitted to the committee on cities and villages.

By unanimous consent,

The President announced the following

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 198, entitled

A bill to ratify and confirm the action of the Board of Control of Railroads of the State of Michigan, and of the Governor of the State of Michigan, in disposing of and conveying certain lands for railroad purposes;

In the passage of which the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 225 (printed No. 265), entitled

A bill to amend section 27 of chapter 192, being compiler's section 6101 of the compiled laws of 1871, relative to exemptions of personal property from execution;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 45 (printed No. 19), entitled

Joint resolution to amend section 7 of Article XV. of the Constitution of the State of Michigan, relative to corporations;

Which has passed the House by a two-thirds majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on constitutional amendments.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 144, entitled

A bill to amend section 15 of chapter 230 of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace;

And to inform the Senate that the House has amended the same as follows:

Amend section 15, line 3, by striking out the word "is" and insert in lieu thereof the word "are;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Foote moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Perrin,
Andrus,	Freeman,	Morse,	Rankin,
Breitung,	Hinchman,	Nelson,	Read,
Burleigh,	Markey,	Osborn,	Redfield,
Chamberlain,	McElroy,	Packard,	Williams,
Wm. Cook,			

21

NAYS.

Mr. Baxter, Mr. Edsell, Mr. Newcomb, Mr. Shoemaker, 4

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 48, entitled

A bill to amend section 1 of act No. 27 of the session laws of 1873, entitled "An act to provide for the approval of the official bonds of county officers by the board of supervisors;"

In the passage of which the House has concurred by majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 177, entitled

A bill to amend section 11 of an act entitled "An act to establish a State Public School for dependent and neglected children," approved April 17th, 1871, and to add one new section to said act (as amended by act number 144 of 1873, and act No. 58 of 1875), to be known as section 23,

In the passage of which the House has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 215, entitled

A bill to amend sections 1, 2, 3, 4, 5, 8, and 9, of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, and 4053 of the compiled laws of 1871, relative to the collection of tolls and for the care, charge and operating of the St. Mary's Falls Ship Canal;

2. Senate bill No. 165, entitled

A bill to amend sections one and three of an act entitled "An act to incorporate the city of Negaunee, in Marquette county," being act No. 240 of the session laws of 1873, approved April 11, 1873,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 217, entitled

A bill to amend section 8 of act No. 345 of the session laws of 1869, approved March 24, 1869, entitled "An act to incorporate the village of Rochester ;"

And to inform the Senate that the House has amended the same as follows :

1. Amend section 8, line 4, by inserting after the word "necessary" the words, "to carry into effect the provisions of this act ;"

2. Amend section 8, line 35, by inserting after the word "streams" the following words: "Within the limits of said village ;"

3. Amend section 8, line 52, by striking out the word "unreasonably," and inserting in lieu thereof the word "extra ;"

4. Amend section 8, line 72, by striking out the words "Constitution of the State," and inserting in lieu thereof the words "provisions of this act ;"

In the passage of which, as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Freeman moved that the Senate concur in the amendments made to the bill by the House ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgau,	Mr. Read,
Andrus,	Foote,	Morse,	Redfield,
Baxter,	Freeman,	Osborn,	Shoemaker,
Breitung,	Hinchman,	Packard,	Waterbury,
Burleigh,	Markey,	Perrin,	Wilcox,
Chamberlain,	McElroy,	Rankin,	Williams,
Wm. Cook,			

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NAYS.

On motion of Mr. Edsell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 434, entitled

A bill to incorporate the village of Manton, in the county of Wexford, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Which has passed the House by a majority vote of all the members elect, The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 448 (printed No. 358), entitled

A bill to amend sections 2, 3, 9, 11, 13, 14, 17, 19, and 21, and to repeal section 14 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by an act approved April 29, 1875;

2. House bill No. 374 (printed No. 363), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the circuit court for the county of Kent, State of Michigan;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill: Senate bill No. 126, entitled

A bill to amend section 1 of act number 84, of the session laws of 1851, approved April 4, 1851, entitled "An act to establish the township line between the townships of Clinton and Harrison, in the county of Macomb," so that the same shall read as follows:

And to inform the Senate that the House have amended the same as follows:

1st. By prefixing to recited section 1 a new section to stand as section 1 and to read as follows:

"SECTION 1. The people of the State of Michigan enact, That section 1 of act No. 84 of the session laws of 1851 be and the same is hereby amended so as to read as follows:"

Also to inform the Senate that the House have amended the title to the bill by striking off the end thereof the words "so that the same shall read as follows;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Waterbury moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Andrus,	Foote,	Nelson,	Redfield,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Waterbury,
Burleigh,	Markey,	Packard,	Wilcox,
Chamberlain,	McElroy,	Perrin,	Williams,
Wm. Cook,	Morgan,	Rankin,	

27

NAYS.

Mr. Waterbury moved that the Senate concur in the amendments made to the title of the bill by the House;

Which motion prevailed.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 106, entitled

A bill to provide for the reference of certain causes in chancery involving an accounting between parties,

And to inform the Senate that the House has amended the same as follows: By adding to the end of section 1 the words "And provided further, that this act shall not be construed as depriving any party of the right of examination of witnesses in open court as provided by law."

In the passage of which as thus amended the House has concurred by a majority of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Williams moved that the Senate concur in the amendments made to the bill by the House.

Which motion prevailed by yeas and nays as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Andrus,	Foote,	Nelson,	Redfield,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Waterbury,
Burleigh,	Markey,	Packard,	Wilcox,
Chamberlin,	McElroy,	Perrin,	Williams,
Wm. Cook,	Morgan,	Rankin,	

27

NAYS.

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On motion of Mr. Williams,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The committee on engrossment and enrollment of bills submitted the following report:

The committee on engrossment and enrollment of bills, to whom was referred Senate bill to reorganize the public library of Bay City, and to repeal section 12 of act No. 370 of the session laws of 1897, entitled "An act to organize a Union School District of Bay City," approved March 20, 1867,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate adjourned.

Lansing, Thursday, May 3, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called: a quorum present.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor, under the rules:

A bill making an appropriation for the support of the State Public School, and providing for the construction of buildings, and making other improvements to that institution;

A bill to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

A bill to reorganize the public library of Bay City, and to repeal section 12 of act No. 370, of the session laws of 1867, entitled "An act to organize a union school district of Bay City," approved March 20, 1867.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 253 (printed No. 247), entitled

A bill to provide for the prevention and punishment of horse stealing,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 285 (printed No. 248), entitled

A bill to amend section 1 of an act entitled "An act to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Lakes Erie, St. Clair, Huron, and Michigan, of the compiled laws of 1871, being compiler's section 2106,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 531 (printed No. 258), entitled

A bill to amend an act entitled "An act to regulate the size of dry packing barrels for fruits, roots, and vegetables," approved March 9, 1869, being compiler's section 1549 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Adair,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 279 (printed No. 249), entitled

A bill to compel parties engaged in securing ice to erect danger signals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 248 (printed No. 272), entitled

A bill to amend sections 13 and 14, compiler's sections 4709 and 4710, chapter 167 of the compiled laws of 1871, relative to filing and continuing chattel mortgages;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that

it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Perrin,

The bill was laid on the table.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 488 (printed No. 256), entitled

A bill to amend section 11 of chapter 235, of the compiled laws of 1871, the same being compiler's section 7333, relative to fraudulent and insolvent debtors;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 374 (printed No. 363), entitled

A bill providing for employment, defining the duties and fixing the compensation of a stenographer for the circuit court for the county of Kent, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

On motion of Mr. Perrin,

The bill was placed on the order of third reading.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, May 1, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to detach certain territory from the present township of Alabaster, in Iosco county, and organize the same into a separate township, to be known as the township of Burleigh.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 2, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to respectfully request the return of the following bill:

Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25, 1861, approved March 2, 1865.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Wm. Cook moved that the bill be taken from the table;

Which motion prevailed.

Mr. Wm. Cook moved that the Secretary be directed to return the bill to the House, in accordance with their request for the same;

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Jenney moved to take from the table the following:

House bill No. 181, entitled

A bill to incorporate the village of Utica;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

On motion of Mr. Jenney,

The bill was recommitted to the committee on cities and villages.

THIRD READING OF BILLS.

House bill No. 391 (printed No. 326), entitled

A bill for the protection of tax-payers,

Was read a third time, and pending the taking of the vote thereon,

Mr. Waterbury moved that the same be recommitted to the committee of the whole;

Which motion prevailed.

House bill No. 374 (printed No. 363), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the circuit court for the county of Kent, State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Nelson,	Mr. Redfield,
Andrus,	Hinchman,	Newcomb,	Taylor,
Baxter,	Jenney,	Osborn,	Tyler,
Breitung,	Markey,	Packard,	Waterbury,
Chamberlain,	McElroy,	Perrin,	Wilcox,
Wm. Cook,	Morgan,	Rankin,	Williams,
Foote,	Morse,	Read,	27

NAYS.

Mr. Edsell,	Mr. Shoemaker,	2
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Title agreed to.

On motion of Mr. Andrus,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order.

Mr. Breitung in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan;

2. House bill No. 285 (printed No. 248), entitled

A bill to amend section 1 of compiler's section 2106 of an act entitled "An act to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Lakes Erie, St. Clair, Huron, and Michigan," of the compiled laws of 1871,

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following bills:

3. House bill No. 253 (printed No. 247), entitled

A bill to provide for the prevention and punishment of horse stealing;

4. House bill No. 279 (printed No. 249), entitled

A bill to compel parties engaged in securing ice, to erect danger signals;

5. House bill No. 488 (printed No. 256), entitled

A bill to amend section 11 of chapter 235, of the compiled laws of 1871, the same being compiler's section 7333,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

6. Senate bill No. 197, entitled

A bill to amend an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon."

Have directed their chairman to report the same back to the Senate with the recommendation that it be laid on the table.

E. BREITUNG, *Chairman.*

Report accepted and committee discharged.

The third, fourth, and fifth named bills were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the Senate to the first and second named bills, and the same were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the sixth named bill, and the same was laid on the table.

The committee on engrossment and enrollment of bills submitted the following report:

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 198, entitled

A bill to ratify and confirm the action of the Board of Control of Railroads

of the State of Michigan and of the Governor of the State of Michigan in disposing of and conveying certain lands for railroad purposes,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

By unanimous consent the committees on State affairs and the judiciary, jointly, submitted the following report:

The committees on State affairs and the judiciary jointly, to whom was referred

House bill No. 107 (printed No. 344), entitled

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ,

Chairman Committee on State Affairs.

PORTER K. PERRIN,

Chairman Com. on the Judiciary.

Report accepted and committee discharged.

On motion of Mr. Morse,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

On motion of Mr. Freeman,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 106, entitled

A bill to provide for the reference of certain causes in chancery, involving an accounting between the parties ;

And to now inform the Senate that the House has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 200 (printed No. 233), entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, entitled “An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12th, 1871,” approved April 15th, 1873 ;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on insurance.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 360 (printed No. 246), entitled

A bill to amend section 76 of chapter 12 of the compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN.
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

MOTIONS AND RESOLUTIONS.

Mr. Burleigh moved to take from the table the following:

Senate joint resolution No. 21, entitled

Joint resolution to amend section 2 of Article IV. of the constitution of the State of Michigan, relating to the election of State senators;

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

Mr. Burleigh moved that the further consideration of the joint resolution be indefinitely postponed;

Which motion did not prevail.

The joint resolution was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Redfield,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Rankin,	Tyler,
Chamberlain,	Markey,	Read,	Williams,
Wm. Cook,	McElroy,		
			22

NAYS.

Mr. Andrus,	Mr. Packard,	Mr. Perrin,	Mr. Waterbury,
Morgan,			
			5

Title and preamble agreed to.

The following is the joint resolution:

JOINT RESOLUTION to amend section 2 of Article IV. of the constitution of the State of Michigan relating to the election of State Senators.

Resolved by the Senate and House of Representatives of the State of Michigan, That the following amendment to the constitution of this State be and the same is hereby proposed, to stand as section 2 of Article IV.:

SECTION 2. The Senate shall consist of thirty-two members; Senators shall be elected for four years and by single districts; such districts shall be numbered from one to thirty-two inclusive, each of which shall choose one Senator. No county shall be divided in the formation of Senate districts, except such county shall be equitably entitled to two or more Senators: *Provided*, That at the first election after the adoption of this amendment, Senators in the odd numbered districts shall be elected for two years, and in the even numbered districts for four years.

And be it further provided, That said amendment shall be submitted to the people of this State at the annual election, to be held on the first Monday in April, in the year eighteen hundred seventy-eight; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State, in the same manner that he is now required to do in case of an election of Governor or Lieutenant Governor, and the inspectors of election in the several townships and cities in this State shall prepare a suitable box for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed, or partly written and

partly printed on his ballot, the words, "Amendment relative to the election of State Senator,—Yes;" and each person voting against such amendment, the words, "Amendment relative to the election of State Senators,—No." The ballots shall in all respects be canvassed, and returns be made as in elections of Governor and Lieutenant Governor.

THIRD READING OF BILLS.

House bill No. 253 (printed No. 247), entitled

A bill to provide for the prevention and punishment of horse stealing,
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Rankin,	
Andrus,	Edsell,	Morse,	Read,	
Baxter,	Freeman,	Newcomb,	Redfield,	
Breitung,	Hinchman,	Osborn,	Shoemaker,	
Burleigh,	Jenney,	Packard,	Taylor,	
Chamberlain,	Markey,	Perrin,	Tyler,	24

NAYS.

Mr. Morgan,	Mr. Waterbury,	Mr. Williams,	3
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Title agreed to.

House bill No. 279 (printed No. 249), entitled

A bill to compel parties engaged in securing ice to erect danger signals,
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,	
Andrus,	Freeman,	Newcomb,	Redfield,	
Baxter,	Hinchman,	Osborn,	Shoemaker,	
Breitung,	Jenney,	Packard,	Taylor,	
Burleigh,	Markey,	Perrin,	Tyler,	
Chamberlain,	McElroy,	Rankin,	Williams,	
Wm. Cook,	Morgan,			26

NAYS.

Mr. Waterbury,	1
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Title agreed to.

House bill No. 488 (printed No. 256), entitled

A bill to amend section 11 of chapter 235 of the compiled laws of 1871, the same being compiler's section 7333, relative to fraudulent and insolvent debtors,
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Redfield,	
Andrus,	Freeman,	Newcomb,	Shoemaker,	
Baxter,	Hinchman,	Osborn,	Taylor,	
Breitung,	Jenney,	Packard,	Tyler,	
Burleigh,	Markey,	Perrin,	Waterbury,	
Chamberlain,	McElroy,	Rankin,	Wilcox,	
Wm. Cook,	Morgan,	Read,	Williams,	28

NAYS.

0

Title agreed to.

House bill No. 256 (printed No. 178), entitled

A bill to encourage the propagation of fish in the State of Michigan,

Was read a third time, and pending the taking of the vote thereon,

Mr. Wilcox, a majority of the Senators consenting thereto, moved to amend the bill by striking out in line 3, of section 1, the word "artificial;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Edsell,	Mr. Newcomb,	Mr. Read,	
Breitung,	Foote,	Osborn,	Redfield,	
Burleigh,	Freeman,	Packard,	Tyler,	
Chamberlain,	Markey,	Perrin,	Wilcox,	
Wm. Cook,	McElroy,	Rankin,	Williams,	20

NAYS.

Mr. Adair,	Mr. Morgan,	Mr. Shoemaker,	Mr. Waterbury,	
Andrus,	Morse,	Taylor,		7

Title agreed to.

House bill No. 285 (printed No. 248), entitled

A bill to amend section 1 of compiler's section 2106 of an act entitled "An act to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Lakes Erie, St. Clair, Huron, and Michigan, of the compiled laws of 1871,

Was read a third time and pending the taking of the vote thereon,

Mr. McElroy, a majority of the Senators consenting thereto, moved to amend the bill by striking out in line 1 of recited section 1 the words "The people of the State of Michigan enact that;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Osborn,	Mr. Shoemaker,	
Andrus,	Foote,	Packard,	Taylor,	
Baxter,	Freeman,	Perrin,	Tyler,	
Breitung,	McElroy,	Rankin,	Waterbury,	
Burleigh,	Morgan,	Read,	Wilcox,	
Chamberlain,	Morse,	Redfield,	Williams,	
Wm. Cook,	Newcomb,			26

NAYS.

Mr. Jenney,				1
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Title agreed to.

On motion of Mr. Redfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Morse,

The Senate went into committee of the whole on the general order,

Mr. Shoemaker in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 391 (printed No. 326), entitled

A bill for the protection of tax-payers;

2. House bill No. 107 (printed No. 344), entitled

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154 of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22,

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

M. SHOEMAKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the two named bills.

On motion of Mr. Shoemaker,

The first named bill was laid on the table.

On motion of Mr. Chamberlain,

The second named bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote thereon,

Mr. Foote, a majority of the Senators consenting thereto, moved to amend the bill by striking out in section 1 the words "upon the business of manufacturing brewed or malt liquors for sale, if the quantity manufactured be over five barrels and does not exceed fifteen hundred barrels, fifty dollars; if over fifteen hundred barrels and not exceeding five thousand barrels, one hundred dollars; if five thousand barrels or over, the sum of two hundred dollars per annum;" also by striking out at the end of said section 1 the words "no person paying a manufacturer's tax on brewed or malt liquors under this act shall be liable to pay a wholesale dealer's tax on the same."

Mr. Waterbury called for the yeas and nays.

The amendment was agreed to, by yeas and nays, as follows:

YEAS.

Mr. Adair,
Andrus,
Baxter,
Breitung,

Mr. Burleigh,
Foote,
Freeman,
Hinchman,

Mr. Jenney,
Markey,
McElroy,
Rankin,

Mr. Read,
Redfield,
Shoemaker,
Tyler, 16

NAYS.

Mr. Chamberlain,	Mr. Morse,	Mr. Packard,	Mr. Waterbury,
Wm. Cook,	Newcomb,	Perrin,	Wilcox,
Edsell,	Osborn,	Taylor,	Williams,
Morgan,			

13

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Taylor,
Andrus,	Hinchman,	Packard,	Tyler,
Baxter,	Jenney,	Rankin,	Waterbury,
Breitung,	Markey,	Read,	Wilcox,
Burleigh,	McElroy,	Redfield,	Williams,
Edsell,	Morse.	Shoemaker,	

23

NAYS.

Mr. Chamberlain,	Mr. Morgan,	Mr. Osborn,	Mr. Perrin,
Freeman,			

5

Title agreed to.

Mr. Baxter asked and obtained leave of absence for Mr. Nelson until Saturday.

Mr. Wilcox asked and obtained leave for himself indefinitely.

By unanimous consent,

Mr. McElroy moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 214, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act number 297 of the session laws of 1867, approved March 5, 1875, as amended by act number 330 of the session laws of 1869, approved March 22, 1869, as amended by act number 246 of the session laws of 1873, approved April 4, 1873, as amended by act number 367 of the session laws of 1875, approved April 27, 1875;

Which motion prevailed.

By unanimous consent

The President announced the following

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, {
Lansing, May 3, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 597 (printed No. 140), entitled

A bill to amend section 2009 of the compiled laws of 1871, being section one of the revised statutes of 1846;

In accordance with a request from the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Foote moved to suspend the rules and reconsider the vote by which the Senate agreed to the title of the bill;

Which motion prevailed.

The question being on agreeing to the title,

Mr. Foote moved to amend the title as follows :

By inserting after the word "one" the words "of chapter 46."

Which motion prevailed.

The title as amended was then agreed to.

The committee on engrossment and enrollment of bills submitted the following report :

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 106, entitled

A bill to provide for the reference of certain causes in chancery, involving an accounting between the parties,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, Jr., *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Tyler,

The Senate adjourned.

Lansing, Friday, May 4, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called : a quorum present.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor under the rules :

A bill to ratify and confirm the action of the Board of Control of Railroads of the State of Michigan, and of the Governor of the State of Michigan, in disposing of and conveying certain lands for railroad purposes ;

A bill to provide for the reference of certain causes in chancery, involving an accounting between the parties.

Mr. Packard asked and obtained leave of absence for Mr. Breitung indefinitely.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 360 (printed No. 246), entitled

A bill to amend section 76 of chapter 12, of the compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on insurance :

The committee on insurance, to whom was referred

House bill No. 200 (printed No. 233), entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871," approved April 12, 1871, approved April 15, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Osborn,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 448 (printed No. 358), entitled

A bill to amend sections 2, 3, 9, 11, 13, 14, 17, 19, and 21, and to repeal section 24 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22d, 1873, as amended by an act approved April 29th, 1875 ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hinchman,

The bill was placed on the order of third reading.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House manuscript bill No. 434, entitled

A bill to incorporate the village of Manton, in the county of Wexford ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Williams,

The bill was placed on the order of third reading.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 181, entitled

A bill to incorporate the village of Utica;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Jenney,

The bill was placed on the order of third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 176 (printed No. 94), entitled

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Adair,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on asylums for the insane:

The committee on asylums for the insane, to whom was referred

Senate bill No. 222, entitled

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institutions of the State, or this Detroit House of Correction,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 225 (printed No. 265), entitled

A bill to amend section 27 of chapter 192, being compiler's section 6101 of

the compiled laws of 1871, relative to exemptions of personal property from execution ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Freeman,

The bill was laid on the table.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House manuscript bill No. 298, entitled

A bill to change the name of Thomas Morrissy to Thomas Sterling, and to constitute him heir-at-law of Henry H. Sterling and Catherine M. Sterling ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 312 (printed No. 254), entitled

A bill to repeal an act entitled "An act to amend chapter 181 of the compiled laws, relative to offenses against property, by adding thereto section 53," approved April 5, 1869, the same being section 7605 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 239 (printed No. 282), entitled

A bill to amend section 57 of chapter 189, compiler's section 6026 of the compiled laws of 1871, relative to courts instructing juries concerning verdicts upon particular questions of fact ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

Mr. Freeman moved that the further consideration of the bill be indefinitely postponed ;

Which motion prevailed.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 216 (printed No. 156), entitled

A bill to amend compiler's section 5656 of the compiled laws of 1871, being section 6 of an act entitled "An act to provide for the appointment of a State reporter," approved April 17, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perrin,

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill :

House bill No. 214 (printed No. 290), entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act number 297 of the session laws of 1867, approved March 5, 1875, as amended by act number 330 of the session laws of 1869, approved March 22, 1869, as amended by act number 246 of the session laws of 1873, approved April 4, 1873, as amended by act number 367 of the session laws of 1875, approved April 27, 1875 ;

In accordance with a request from the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. McElroy moved that the rules be suspended, and to reconsider the vote by which the Senate passed the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. McElroy,

The bill was recommitted to the committee on cities and villages.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-return to the Senate the following bill :

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, of act No. 198 of the session laws of 1873, entitled "An act to revise the laws pro-

viding for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

Which the House amended as per former message, as follows:

1. Amend section 9 of article 2 by striking out in the proviso in the 7th subdivision, the words "fifty cents" and inserting in lieu thereof the words "twenty cents;"

2. Amend section 9 of article 2 by striking out in the 9th subdivision, all of the second proviso in said subdivision, being all after the word "railroads" in 10th line, to and including the word "sold," in 14th line;

And in which amendments the Senate refused to concur;

And now to inform the Senate that upon said amendments the House insists.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that a committee of three be appointed upon the part of the Senate to act with a like committee already appointed upon the part of the House, for the consideration of the disagreement between the two houses, relative to the above named amendments to the bill.

Which motion prevailed.

The President named as such committee Senators Baxter, Perrin and Markey.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 343 (printed No. 211), entitled

A bill to amend section No. 115 of the compiled laws of 1871, being section 84 of chapter 6, relative to electors of President and Vice President of the United States;

Which the Senate amended as follows:

1. By inserting in section 84, line 1, after the word "convene," the words "in the Senate chamber;" also by inserting after the word "State," in same line, the following: "At the hour of twelve o'clock at noon."

2. By striking out the word "any," in line 2 of same section, and inserting in lieu thereof the word "a;" also by inserting after the word "vacancy," in same line, the words "from any cause."

3. By striking out lines 3, 4, and 5, and to the word "the," in line 6, and inserting in lieu thereof the words "or if an elector shall fail to attend at the aforesaid time and place."

4. By striking out the word "plurality," in line 6 of same section, and inserting in lieu thereof the word "majority."

And to inform the Senate that in said amendments the House refuses to concur.

And further to inform the Senate, that as a means of speedy conclusion of the matter the House requests a committee of conference, and on the part of

the House, Messrs. F. A. Baker, Hamilton, and Hoyt have been appointed such committee.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Adair moved that a committee of three be appointed upon the part of the Senate, to act with a like committee already appointed on the part of the House, for the consideration of the disagreements between the two Houses relative to the above named bill;

Which motion prevailed.

The President named as such committee, Senators Adair, Edsell, and Andrus.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Whereas, The property of the Michigan Central Railroad Company, by virtue of the charter of the said company, is exempt from municipal taxation, and is only subject to a limited extent to taxation by the State;

And whereas, This special immunity of the said company from the burden of taxation is only to the extent of protecting therefrom such property of the said company as is reasonably necessary and proper to the conduct of the sole and legitimate business of the said company;

And whereas, In the city of Detroit, and between the said city and the Grand Trunk Junction, so called, in the township of Springwells, in the county of Wayne, the said the Michigan Central Railroad Company has purchased large and extensive grounds and property and to a much greater extent than is necessary and proper to fairly conduct its own several business, and has so enlarged its grounds and property for the purpose of accommodating other railroad companies in the transaction of their business; and in furthering that purpose the said the Michigan Central Railroad Company has been for some time past and is now permitting various railroad companies, to-wit: the Grand Trunk Railway Company of Canada, the Great Western Railway Company of Canada, the Detroit & Bay City Railroad Company, the Detroit, Lansing & Northern Railroad Company, the Flint & Pere Marquette Railroad Company, the Grand River Valley Railroad Company, and the Toledo, Canada Southern & Detroit Railway Company, to occupy and avail themselves of such enlarged grounds and property, and by such action enabling such companies to escape their legitimate burdens of taxation;

And whereas, Also the said the Michigan Central Railroad Company has been and is now, to a considerable extent, conducting itself in a like manner at and about the city of Jackson, in the county of Jackson, in enlarging its grounds and property to accommodate the Grand River Valley Railroad Company, the Michigan Air Line Railroad Company, the Fort Wayne, Jackson & Saginaw Railroad Company, and the Jackson, Lansing & Saginaw Railroad Company; therefore,

Resolved (the Senate concurring), That the Attorney General be, and he is hereby requested to examine into the matters aforesaid, and to take such meas-

ures as he shall deem advisable and expedient, and to institute legal proceedings if necessary to fully ascertain by what warrant or authority the said the Michigan Central Railroad Company assumes to so extend and enlarge its grounds and property beyond and in excess of the reasonable necessities of its own business, and permits other railroad companies to use and avail themselves of such facilities, and thereby enable such companies to escape from the performance of the duty they owe to the State to fully bear the proper and legitimate burdens of taxation to which they should justly be subjected. The said Attorney General is also requested, should he find such procedure without warrant or authority, to take such action as will be lawful and necessary to prevent a further continuance of such conduct.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Morse moved that the Senate concur in the adoption of the concurrent resolution.

Mr. Williams moved to amend the resolution so that the Commissioner of Railroads should be associated with the Attorney General in the action contemplated by the concurrent resolution ;

Which motion prevailed.

On motion of Mr. Edsell,

The concurrent resolution was laid on the table.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 329, entitled

A bill to re-incorporate the village of Saline, in the county of Washtenaw ;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following concurrent resolution :

Whereas, The messenger boys of the Senate and House receive two dollars per day and do not perform more labor or work more hours than the assistant postmaster, who only receives one dollar and fifty cents per day ;

Resolved (the Senate concurring), that there be paid to Willie L. Grove, the

assistant postmaster of this Legislature, the sum of fifty cents per day as extra compensation for services rendered at the present session ;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Redfield moved that the Senate concur in the adoption of the concurrent resolution ;

Which motion prevailed.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bills :
Senate bill No. 85, entitled

A bill to amend sections 89, 91, 95, 156, 157, 158, and 159 of an act entitled
“An act to revise the charter of the city of St. Clair,” approved March 18th, 1863 ;

And to inform the Senate that the House has adopted a substitute therefor, which reads as follows :

SECTION 1. *The People of the State of Michigan enact*, That sections 156 and 157 of act No. 142 of the session laws of 1863, entitled “An act to revise the charter of the city of St. Clair,” approved March 18th, 1863, be and the same are hereby amended so as to read as follows :

Sec. 156. The mayor shall, in the month of May in each year, make out from the assessment roll in said city a separate list and statement of the value of all the taxable personal property, and a description of all lots or parcels of land within each highway district in said city, inserting in a separate part of said list descriptions of lands and tenements owned by non-residents of the city, with the value of each lot or parcel, set down opposite to such description, as the same shall appear on the assessment roll ; and if such lot or tract was not separately described in said roll, then in proportion to the valuation which shall have been affixed to the whole tract of which such lot or parcel forms a part.

Sec. 157. In making the estimate and assessment of highway taxes, the mayor shall proceed as follows :

First, Every male inhabitant in each ward being above the age of twenty-one years and under fifty, except paupers, idiots, and lunatics, and other persons exempt by law from taxation for highway purposes, shall be assessed one dollar ;

Second, The residue of the highway taxes shall be assessed not exceeding thirty cents upon every one hundred dollars of the valuation, and shall be apportioned upon the estate, real and personal, of every inhabitant in each highway district in said city, and upon each of the tracts or parcels of land in the respective highway districts of which the owners are non-residents, as the same shall appear from the assessment roll ; and the common council shall have power to appropriate so much of the highway fund annually as they deem necessary for permanent highway improvements, in such part of said city as said council shall determine ;

Third, The mayor shall affix to the name of each person named in the list furnished by the supervisors and not assessed upon the assessment roll, and also to each valuation of property within the several highway districts, the amount for which such person or property shall be assessed for highway taxes, adding one dollar to the assessment of each person between the ages of twenty-one and fifty years, liable to such assessment upon the city assessment roll;

And further to inform the Senate that the House has amended the title to the bill so as to read as follows:

A bill to amend sections 156 and 157 of act No. 142 of the session laws of 1863, entitled "An act to revise the charter of the city of St. Clair," approved March 18, 1863;

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. McElroy moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,	
Andrus,	Freeman,	Newcomb,	Redfield,	
Baxter,	Jenney,	Osborn,	Shoemaker,	
Burleigh,	Markey,	Packard,	Tyler,	
Chamberlain,	McElroy,	Perrin,	Waterbury,	
Wm. Cook,	Morgan,	Rankin,	Williams,	
Edsell,				25

NAYS.

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Mr. McElroy moved that the Senate concur in the amendment made to the title of the bill by the House;

Which motion prevailed.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Foote moved that the journal of yesterday's proceedings be corrected so that the motion made by him to amend

House bill No. 107 (printed No. 344), entitled

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 228, of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said act being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage,"

the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22,

Should appear on the record as follows (an error having been made in the transmission of the amendment to the Secretary):

"Mr. Foote, a majority of the Senators consenting thereto, moved to amend the bill by striking out in section 1 the words 'upon the business of manufacturing brewed or malt liquors for sale, if the quantity manufactured be over five barrels and does not exceed fifteen hundred barrels, fifty dollars; if over fifteen hundred barrels and not exceeding five thousand barrels, one hundred dollars; if five thousand barrels or over, the sum of two hundred dollars per annum;' also by striking out at the end of said section 1 the words 'no person paying a manufacturer's tax on brewed or malt liquors under this act shall be liable to pay a wholesale dealer's tax on the same;'"

Mr. Foote called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Shoemaker,
Andrus,	Foote,	Packard,	Taylor,
Baxter,	Hinchman,	Rankin,	Tyler,
Breitung,	Jenney,	Read,	Waterbury,
Wm. Cook,	Markey,	Redfield,	Williams, 20

NAYS.

Mr. Chamberlain,	Mr. Morgan,	Mr. Osborn,	Mr. Perrin,
McElroy,			5

Mr. Newcomb moved to reconsider the vote by which the Senate passed House bill No. 107 (printed No. 344), entitled

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof, or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154 of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22.

Mr. Shoemaker called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Perrin,
Baxter,	Freeman,	Newcomb,	Taylor,
Chamberlain,	McElroy,	Osborn,	Tyler,
Wm. Cook,	Morgan,	Packard,	Williams, 16

NAYS.

Mr. Andrus, Burleigh, Edsell,	Mr. Jenney, Markey, Rankin,	Mr. Read, Redfield,	Mr. Shoemaker, Waterbury,	10
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The question being on the passage of the bill,

Mr. Newcomb moved to reconsider the vote by which the Senate agreed to the amendment striking out in section 1 the words "upon the business of manufacturing brewed or malt liquors for sale, if the quantity manufactured be over five barrels and does not exceed fifteen hundred barrels, fifty dollars; if over fifteen hundred barrels and not exceeding five thousand barrels, one hundred dollars; if five thousand barrels or over, the sum of two hundred dollars per annum;" also by striking out at the end of said section the words "no person paying a manufacturer's tax on brewed or malt liquors under this act shall be liable to pay a wholesale dealer's tax on the same;"

Pending which,

Mr. Shoemaker moved that the bill be recommitted to the committee of the whole, and placed on the general order;

Which motion did not prevail.

Mr. Burleigh moved that the bill be laid on the table;

Which motion did not prevail.

Mr. Freeman moved that the further consideration of the bill be indefinitely postponed.

Mr. Taylor moved to lay the motion to indefinitely postpone on the table;

Which motion did not prevail.

The question being on the motion to indefinitely postpone the further consideration of the bill,

The motion did not prevail.

The question being upon the motion to reconsider the vote by which the above named amendment was agreed to,

Mr. Foote called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Chamberlain, Wm. Cook, Edsell,	Mr. Hinchman, Jenney, McElroy, Morgan, Morse,	Mr. Newcomb, Osborn, Packard, Perrin,	Mr. Rankin, Read, Taylor, Williams,	18
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NAYS.

Mr. Andrus, Burleigh,	Mr. Foote, Markey,	Mr. Redfield, Shoemaker,	Mr. Tyler, Waterbury,	8
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The question then being upon agreeing to the said named amendment,

Mr. Newcomb called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows:

YEAS.

Mr. Burleigh, Foote,	Mr. Markey, Read,	Mr. Shoemaker,	Mr. Tyler,	6
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NAYS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Redfield,	
Baxter,	Jenney,	Osborn,	Taylor,	
Chamberlain,	McElroy,	Packard,	Waterbury,	
Wm. Cook,	Morgan,	Perrin,	Williams,	
Edsell,	Morse,	Rankin,		19

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,	
Andrus,	Hinchman,	Osborn,	Shoemaker,	
Baxter,	Jenney,	Packard,	Taylor,	
Burleigh,	Markey,	Perrin,	Tyler,	
Chamberlain,	McElroy,	Rankin,	Waterbury,	
Wm. Cook,	Morgan,	Read,	Williams,	
Edsell,	Morse,			26

NAYS.

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Mr. Foote moved to suspend the rules and to reconsider the vote by which the Senate passed the bill.

Mr. Andrus moved that the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Morse moved to discharge the committee on University from further consideration of

A bill to repeal act No. 32 of session Laws of 1873 relative to aid to the University of Michigan;

Which motion prevailed.

Mr. Jenney moved to take from the table the following:

Senate bill No. 183, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, to erect a new hall, and for repairs and other improvements at the State Agricultural College;

Which motion prevailed.

The question being on concurring in the following amendments made by the House to the bill, namely:

1st. By striking out the words "eight thousand two hundred and thirty-seven," in line 2 of section 1, and inserting in lieu thereof the words "six thousand one hundred and fifty."

2d. By striking out the words "eight thousand two hundred and thirty-seven," in lines 3 and 4 of section 1, and inserting in lieu thereof the words "six thousand one hundred and fifty,"

3d. By striking out the figures "\$38,923.80," in line 3 of section 4, and inserting in lieu thereof the figures "\$36,836.80."

4th. By striking out the figures "\$13,923.80," in line 5 of section 4, and inserting in lieu thereof the figures "\$11,836.80."

Mr. Jenney moved that the Senate concur in the above named amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Read,
Chamberlain,	Jenney,	Osborn,	Shoemaker,
Edsell,	Markey,	Packard,	Taylor,
Foote,	McElroy,	Perrin,	Waterbury,
Freeman,	Morgan,		

18

NAYS.

Mr. Baxter,	Mr. Wm. Cook,	Mr. Rankin,	Mr. Tyler,
Burleigh,	Morse,	Redfield,	Williams,

8

The bill was then referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent the committee on the University submitted the following report:

The committee on University, to whom was referred

A bill to repeal act No. 32 of the session laws of 1873, relative to aid to the University of Michigan,

Respectfully report the same back to the Senate, having by vote of the Senate been discharged from the further consideration of the subject.

L. J. TAYLOR, *Chairman.*

Report accepted.

Mr. Morse moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Baxter moved that the further consideration of the bill be indefinitely postponed.

Which motion did not prevail.

The question being upon the motion to order the bill printed and placed on the general order,

The motion prevailed.

By unanimous consent,

The committee on cities and villages submitted the following report:

The committee on cities and villages, to whom was referred

House manuscript bill No. 214, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act number 297 of the session laws of 1867, approved March 5, 1875, as amended by act number 330 of the session laws of 1869, approved March 22, 1869, as amended by act number 246 of the session laws of 1873, approved April 4, 1873, as amended by act number 367 of the session laws of 1875, approved April 27, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Burleigh,

The Senate concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Freeman,	Osborn,	Shoemaker,
Baxter,	Hinchman,	Packard,	Taylor,
Burleigh,	Jenney,	Perrin,	Tyler,
Chamberlain,	Markey,	Rankin,	Waterbury,
Wm. Cook,	McElroy,	Read,	Williams,
Edsell,	Morgan,		

26

NAYS.

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Title agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Burleigh,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the order of

MOTIONS AND RESOLUTIONS.

Mr. Shoemaker moved to take from the table the following:

Senate bill No. 163, entitled

A bill to amend section 2163 of the compiled laws of 1871, relative to the encouragement of agriculture, manufactures, and the mechanic arts;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

THIRD READING OF BILLS.

House bill No. 448 (printed No. 358), entitled

A bill to amend sections 2, 3, 9, 11, 13, 14, 17, 19, and 21, and to repeal section 24 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by an act approved April 29, 1875;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Freeman,	Mr. Morse,	Mr. Redfield,
Baxter,	Hinchman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Taylor,
Chamberlain,	Markey,	Packard,	Tyler,
Wm. Cook,	McElroy,	Rankin,	Waterbury,
Edsell,	Morgan,	Read,	Williams,
Foote,			25

NAYS.

Title agreed to.

On motion of Mr. Andrus,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 434, entitled

A bill to incorporate the village of Manton, in the county of Wexford;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Newcomb,	Redfield,
Baxter,	Hinchman,	Osborn,	Shoemaker,
Burleigh,	Jenney,	Packard,	Taylor,
Chamberlain,	Markey,	Perrin,	Waterbury,
Wm. Cook,	McElroy,	Rankin,	Williams,
Edsell,	Morgan,		26

NAYS.

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Title agreed to.

On motion of Mr. Williams,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 181, entitled

A bill to incorporate the village of Utica,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Read,
Andrus,	Freeman,	Morse,	Redfield,
Baxter,	Hinchman,	Osborn,	Shoemaker,
Burleigh,	Jenney,	Packard,	Taylor,
Chamberlain,	Markey,	Perrin,	Waterbury,
Wm. Cook,	McElroy,	Rankin,	Williams,
Edsell,			25

NAYS.

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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order.

Mr. Andrus in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 200, entitled

A bill to amend sections 10, 18, and 19 of chapter 5, sections 2, 7, and 15 of chapter 6, section 8 of chapter 18, section 6 of chapter 20, section 11 of chapter 21, sections 6, 7, and 12 of chapter 22, section 10 of chapter 23, and sections 4, 5, and 20 of chapter 25, of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

2. Senate bill No. 163, entitled

A bill to amend section 2163 of the compiled laws of 1871, relative to the encouragement of agriculture, manufactures, and the mechanic arts;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 360 (printed No. 246), entitled

A bill to amend 76 of chapter 12 of compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession;

4. Senate bill No. 222, entitled

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institutions of this State, or the Detroit House of Correction;

5. House bill No. 298, entitled

A bill to change the name of Thomas Morrissy to Thomas Sterling, and to constitute him heir-at-law of Henry H. Sterling and Catharine M. Sterling;

6. House bill No. 312 (printed No. 254), entitled

A bill to repeal an act entitled "An act to amend chapter 181 of the compiled laws, relative to offenses against property, by adding thereto section 53," approved April 5, 1869, the same being section 7605 of the compiled laws of 1871,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

7. House bill No. 216 (printed No. 156), entitled

A bill to amend section 6 of the compiled laws of 1871, of an act entitled "An act to provide for the appointment of a State Reporter," approved April 17, 1871;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

The third, fourth, fifth and sixth named bills were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the first named bill.

On motion of Mr. Shoemaker,

The bill was laid on the table.

Mr. Shoemaker moved that the Senate concur in the amendments made by the committee to the second named bill.

Mr. Baxter called for the yeas and nays.

The amendments were concurred in, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Morgan,	Mr. Perrin,	Mr. Shoemaker,
Foote,	Morse,	Rankin,	Taylor,
Freeman,	Newcomb,	Read,	Tyler,
Markey,	Osborn,	Redfield,	Williams,

NAYS.

Mr. Andrus,	Mr. Chamberlain,	Mr. Jenney,	Mr. McElroy,	16
Baxter,	Mr. Edsell,			6

On motion of Mr. Taylor,

The bill was placed on its immediate passage

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Morgan,	Mr. Perrin,	Mr. Shoemaker,
Burleigh,	Morse,	Rankin,	Taylor,
Foote,	Newcomb,	Read,	Tyler,
Hinchman,	Osborn,	Redfield,	Williams,
Markey,			

17

NAYS.

Mr. Andrus,	Mr. Chamberlain,	Mr. Jenney,	Mr. Packard,
Baxter,	Edsell,	McElroy,	

7

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the seventh named bill, and the title and enacting clause thereof were laid on the table.

Mr. Andrus moved that the Senate adjourn ;

Which motion did not prevail.

The committee on engrossment and enrollment submitted the following report :

The committee on engrossment and enrollment, to whom was referred Senate bill No. 96, entitled

A bill to amend an act to incorporate State and subordinate granges, approved April 8, 1875 ;

Also,

Senate bill No. 183, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, to erect a new hall, and for repairs and other improvements at the State Agricultural College ;

Also,

Senate bill No. 165, entitled

A bill to amend sections one and three of an act entitled "An act to incorporate the city of Negaunee, in Marquette county," being act No. 240 of the session laws of 1873, approved April 11, 1873;

Senate bill No. 122, entitled

A bill to reorganize the Board of Education of the city of Coldwater, and defining their powers and duties;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

Mr. Tyler asked and obtained leave of absence for himself until Monday afternoon, May 7th.

Mr. Read asked and obtained leave of absence for himself until Monday afternoon May 7th.

Mr. Chamberlain asked and obtained leave of absence for himself until Tuesday, May 8th.

On motion of Mr. Shoemaker,

The Senate adjourned.

Lansing, Saturday, May 5, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Ferriss.

Roll called: a quorum present.

Absent without leave Senators Edsell, Hinchman, Morgan, and Redfield.

Mr. Jenney asked and obtained leave of absence for Mr. Edsell for to-day and Monday.

Mr. Adair asked and obtained leave of absence for Mr. Hinchman for the day.

Mr. Freeman asked and obtained leave of absence for Mr. Morgan for the day.

Mr. Jenney asked and obtained leave of absence for Mr. Redfield until Monday evening May 7th.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor under the rules:

A bill to amend an act to incorporate State and subordinate granges, approved April 8, 1875;

Also,

A bill making an appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, to erect a new hall, and for repairs and other improvements at the State Agricultural College;

Also,

A bill to amend sections 1 and 3 of an act entitled "An act to incorporate the city of Negaunee, in Marquette county," being act No. 240 of the session laws of 1873, approved April 11, 1873;

Also,

A bill to reorganize the board of education of the city of Coldwater, and defining their powers and duties.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House manuscript joint resolution No. 43, entitled

Joint resolution requiring the Auditor General of the State to credit to the counties of Midland and Mecosta, all moneys charged by said Auditor General to said counties of Midland and Mecosta on account of the detaching of the unorganized county of Clare,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morse,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, May 3, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act making an appropriation for the support of the State Public School, and providing for the construction of buildings, and making other improvements to that institution;

An act to amend section 5 of act No. 79, session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873;

An act to reorganize the public library of Bay City, and to repeal section 12 of act number 370 of the session laws of 1867, entitled "An act to organize union school district of Bay City," approved March 20, 1867.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills :

1. House bill No. 469 (printed No. 320), entitled

A bill relative to aiding convicts committed to the Michigan State Prison in breaking, or escaping, or attempting to break or escape therefrom.

2. House bill No. 470 (printed No. 321), entitled

A bill relative to the escape and reclaiming of persons committed to the State Prison for terms less than life.

3. House bill No. 472 (printed No. 322), entitled

A bill relative to insane convicts in the State Prison ;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The three named bills were read a first and second time by their titles, and referred to the committee on State Prison.

The President also announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill :

Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25, 1861, approved March 2, 1865 ;

In the passage of which the House has concurred by a two-thirds vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following joint resolution :

Senate joint resolution No. 12, entitled

Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employés of the Michigan State Centennial Board of Managers ;

In the passage of which the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Freeman,
The joint resolution was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 247 (printed No. 349), entitled

A bill to reduce the toll on the Bay City, Vassar, and Watrousville Plank Road ;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 204, entitled

A bill for the punishment of criminal offenses committed by convicts,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Baxter,
The bill was laid on the table.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 471 (printed No. 327), entitled

A bill to amend sections 23, 24, 32, 43, 44, and 71 of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison, and the government and discipline thereof, and to repeal all acts inconsistent therewith," approved May 3, 1875, and to add three new sections thereto to stand as sections 78, 79, and 80, and to repeal sections 72 and 74 of said act ;

Which has passed the House by a majority vote of all the members elect,

and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State Prison.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf, and dumb, and the blind, for the years 1877 and 1878, and to repeal section 1895 of the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857;

And to inform the Senate that the House has amended the same as follows:

By striking out all of "section four" after line four;

And further to inform the Senate that the House has amended the title to the bill by striking out the following words: "And to repeal section 1895 of the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Packard,

The bill was recommitted to the committee on asylums for the insane.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac, approved March 15, 1861," as amended by the several acts amendatory thereof;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 56 (printed No. 63), entitled

A bill making an appropriation for the erection of an addition to the Normal School building,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committees on Normal School and appropriations and finance, jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia;

And to inform the Senate that the House has amended the same as follows:

1. Amend Sec. 3, line 3, by striking out the words "one teacher."

2. Amend Sec. 9, line 2, by inserting after the word "treasurer" the word "chaplain."

3. Amend Sec. 12, line 2, by striking out before the word "courts" the words "judges of," and after the word "courts" the words "of record."

4. Amend Sec. 12, line 5, by inserting after the word "misdemeanor," the words "where the imprisonment shall not be less than ninety days."

5. Amend Sec. 14, line 2, by inserting after the word "thereof" the words "as shall be necessary and not inconsistent with the provisions of the statute."

6. Amend Sec. 31 "by striking out all of the 7th subdivision and changing the number of the 8th subdivision to the 7th."

7. Amend the heading over Sec. 32 by striking out the word "teacher" and inserting the word "chaplain."

8. Amend Sec. 32 by striking out of line 1 the word "teacher," and inserting in lieu thereof the word "chaplain;" also make the same change in line 4, and in same section strike out the proviso commencing in the 6th line as follows: "*And it is further provided, That the teacher shall be keeper.*"

9. Amend Sec. 36, line 16, by striking out the words "teacher and."

10. Amend Sec. 36, line 14, by striking out the words "five hundred," and inserting in lieu thereof the words "one hundred."

11. Amend Sec. 36, line 16, by striking out the words "one thousand," and inserting in lieu thereof the words "four hundred."

12. Amend Sec. 44 by adding to the end thereof the following: "The managers shall allow each convict who has in a faithful and orderly manner performed all of his duties, and who has become entitled to a deduction from his sentence as aforesaid, from time to time as they shall judge best, five per cent. of the value of each day's labor actually performed by such person, to be com-

puted on the average rate per day paid by contractors for labor of inmates in the institution, and the managers may cause such earnings to be paid either to the family of the inmate, or applied to his benefit in such manner, in such sums, and at such times as they may think proper. Whenever an inmate has been committed under several convictions, the separate sentences shall be construed as one continuous sentence in granting or forfeiting good time.

13th. Amend section 45, subdivision 7. Commencing in line 3, strike out the words "as specified in division 4 of this section" and inserting in lieu thereof the words "and Governor."

14th. Add new section to stand as section 64, to read as follows: The Auditor General is required to draw his warrant on the Treasurer for such sums as the managers of the House of Correction shall from time to time direct; but such sums so drawn at any one time shall not exceed two thousand dollars; and no further sum shall be drawn until satisfactory vouchers are presented to and allowed by the Auditor General for the amount previously drawn.

15th. Change the number of section 64 in bill so that the same shall stand as section 65;

In the passage of which, as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Shoemaker,

The bill was recommitted to the committee on State House of Correction.

THIRD READING OF BILLS.

House bill No. 312 (printed No. 254), entitled

A bill to repeal an act entitled "An act to amend chapter 181 of the compiled laws, relative to offenses against property, by adding thereto section 53," approved April 5, 1869, the same being section 7605 of the compiled laws of 1871,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Osborn,	Mr. Shoemaker,
Burleigh,	Morse,	Packard,	Taylor,
Wm. Cook,	Nelson,	Perrin,	Waterbury,
Foote,	Newcomb,	Rankin,	Williams,
			16

NAYS.

Mr. Baxter,	Mr. Jenney,	Mr. McElroy,	3
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Mr. Freeman moved to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion Mr. Freeman,

The bill was laid on the table.

House bill No. 298, entitled

A bill to change the name of Thomas Morrissey to Thomas Sterling, and to constitute him heir-at-law of Henry H. Sterling and Catharine M. Sterling,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Shoemaker,	
Andrus,	Freeman,	Osborn,	Taylor,	
Baxter,	Jenney,	Packard,	Waterbury,	
Burleigh,	Morse,	Perrin,	Williams,	
Wm. Cook,	Nelson,	Rankin,		19

NAYS.

Mr. McElroy,		1
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Title agreed to.

Senate bill No. 222, entitled

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institutions of this State, or the Detroit House of Correction,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Rankin,	
Andrus,	Freeman,	Newcomb,	Shoemaker,	
Baxter,	Jenney,	Osborn,	Taylor,	
Burleigh,	McElroy,	Packard,	Waterbury,	
Wm. Cook,	Morse,	Perrin,	Williams,	20

NAYS.

0

Title agreed to.

House bill No. 360 (printed No. 246), entitled

A bill to amend section 76, of chapter 12, of compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession,

Was read a third time, and pending the taking of the vote thereon,

Mr. Waterbury moved that the same be laid on the table ;

Which motion did not prevail.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Rankin,	
Baxter,	Jenney,	Packard,	Waterbury,	
Wm. Cook,	Nelson,	Perrin,	Williams,	12

NAYS.

Mr. Andrus,	Mr. Freeman,	Mr. Morse,	Mr. Shoemaker,	
Burleigh,	McElroy,	Osborn,	Taylor,	8

Mr. Perrin moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Osborn moved to lay the motion on the table ;

Which motion did not prevail.

The question being upon the motion to reconsider the vote by which the Senate refused to pass the bill,

The motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Baxter,
The bill was laid on the table.

By unanimous consent,

Mr. Taylor moved that when the Senate adjourn to-day it be until Tuesday morning, May 8th, at half past nine o'clock.

Mr. Baxter called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Wm. Cook,	Mr. McElroy,	Mr. Nelson,	Mr. Shoemaker,
Jenney,	Morse,	Rankin,	Taylor,
			8

NAYS.

Mr. Adair,	Mr. Burleigh,	Mr. Newcomb,	Mr. Perrin,
Andrus,	Footo,	Osborn,	Waterbury,
Baxter,	Freeman,	Packard,	Williams,
			12

Mr. McElroy asked and obtained leave of absence for himself after to-day until Tuesday morning, May 8th.

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order,
Mr. Morse in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following joint resolution:

House joint resolution No. 43, entitled

Joint resolution requiring the Auditor General of the State to credit to the counties of Midland and Mecosta all moneys charged by said Auditor General to said counties of Midland and Mecosta on account of the detaching of the unorganized county of Clare;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

House bill No. 200 (printed No. 233), entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," approved April 15, 1873,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

C. H. MORSE, *Chairman.*

Report accepted and committee discharged.

The joint resolution and the bill were placed on the order of third reading.

By unanimous consent,

Mr. Burleigh offered the following resolution:

Whereas, The Senate has closed up its general order and is now awaiting further business from the House; therefore,

Resolved, That when the Senate adjourns it be until Monday, the 7th inst., at 8:30 P. M.;

Which was adopted.

Mr. Nelson asked and obtained leave of absence for himself indefinitely.

Mr. Jenney moved that the Senate adjourn.

Mr. Waterbury called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Jenney,	Mr. Nelson,
Baxter,	Foote,	McElroy,	Rankin,
Burleigh,	Freeman,	Morse,	Shoemaker, 12

NAYS.

Mr. Osborn,	Mr. Perriu,	Mr. Waterbury,	Mr. Williams,
Packard,			5

The President announced that the Senate stood adjourned until Monday evening, May 7th, at half past eight o'clock.

Lansing, Monday, May 7, 1877.

The Senate was called to order by the President at 8½ o'clock P. M.

Roll called: not a quorum present.

On motion of Mr. Waterbury,

The Senate adjourned.

Lansing, Tuesday, May 8, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 180 (printed No. 257) entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children, and of other persons, approved February 2, 1861, being compiler's section 4854;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred

House joint resolution No. 45 (printed No. 19), entitled

Joint resolution to amend section 7 of Article XV. of the Constitution of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

F. E. MORGAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Andrus,

The joint resolution was laid on the table.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, May 5, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to provide for the reference of certain causes in chancery involving an accounting between the parties;

An act to amend an act to incorporate State and subordinate granges, approved April 8, 1875;

An act to amend sections one and three of an act entitled "An act to incorporate the city of Negaunee, in Marquette county," being act No. 240 of the session laws of 1873, approved April 11, 1873;

An act making an appropriation for the support of the State Agricultural College, to erect a new hall, and for repairs and other improvements at the State Agricultural College.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 4, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to inform the Senate relative to Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

As to which bill the Senate asks a committee of conference concerning certain pending House amendments,

That the House grants the committee of conference, and has appointed as such committee on the part of the House Messrs. Smith, Conely, and Turck.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The message was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Burleigh moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 532 (printed No. 197), entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands;

Which motion prevailed.

Mr. Andrus offered the following resolution:

Resolved by the Senate (the House concurring), That the several boards of control having charge of the various State institutions, be and they are hereby requested to reduce all salaries over \$1,500, ten per cent., and all salaries over \$2,000, twenty per cent.;

Which was adopted.

THIRD READING OF BILLS.

House joint resolution No. 43, entitled

Joint resolution requiring the Auditor General of the State to credit to the counties of Midland and Mecosta all moneys charged by said Auditor General to said counties of Midland and Mecosta on account of the detaching of the unorganized county of Olare,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Taylor,
Andrus,	Freeman,	Packard,	Tyler,
Burleigh,	Hinchman,	Perrin,	Waterbury,
Chamberlain,	Markey,	Read,	Williams,
Edsell,	Morgan,		

18

NAYS.

Mr. Baxter,	Mr. Osborn,	Mr. Redfield,	Mr. Shoemaker,
Wm. Cook,			

5

Title and preamble agreed to.

House bill No. 200 (printed No. 233), entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies,

and defining their powers and duties and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871," approved April 12, 1871, approved April 15, 1873,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Shoemaker,	
Andrus,	Foote,	Osborn,	Taylor,	
Baxter,	Freeman,	Packard,	Tyler,	
Burleigh,	Hinchman,	Perrin,	Waterbury,	
Chamberlain,	Markey,	Read,	Williams,	
Wm. Cook,	Morgan,	Redfield,		23
				0

NAYS.

Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent, Mr. Osborn moved that House bill No. 298, entitled

A bill to change the name of Thomas Morrissey to Thomas Sterling, and to constitute him heir-at-law of Henry H. Sterling and Catharine M. Sterling,

Which passed the Senate May 5th, be ordered to take immediate effect,

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

By unanimous consent, Mr. Baxter moved that

Senate bill No. 204, entitled

A bill for the punishment of criminal offenses committed by convicts.

Which passed the Senate April 10th, be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

By unanimous consent, Mr. Freeman moved that

Senate bill No. 222, entitled

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institutions of this State, or the Detroit House of Correction,

Which passed the Senate May 5th, be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

By unanimous consent, Mr. Baxter moved that

Senate joint resolution No. 12, entitled

Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employes of the Michigan State Centennial Board of Managers,

Which passed the Senate April 20th, be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order,

Mr. Foote in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 227, entitled

A bill to authorize the Board of Supervisors of Jackson county to receive certain lands of the Jackson County Agricultural Society in trust;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. House bill No. 176 (printed No. 94), entitled

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal;

Have directed their chairman to report the same back to the Senate with the recommendation that it be recommitted to the committee on roads and bridges.

The committee of the whole have also had under consideration the following:

3. Senate bill No. 228, entitled

A bill to repeal act No. 32 of session laws of 1873, relative to aid to the University of Michigan;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate, and ask leave to sit again.

D. P. FOOTE, *Chairman.*

Report accepted.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the first named bill, and the same was placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the second named bill, and the same was recommitted to the committee on roads and bridges.

On motion of Mr. Baxter,

Leave was granted the committee to sit again for the further consideration of the third named bill.

By unanimous consent

The President announced the following

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 532 (printed No. 197), entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands;

In accordance with a request from the Senate for a return of the same.

Very respectfully, .

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Burleigh moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate agreed to the title of the bill;

Which motion prevailed.

The question being on agreeing to the title,
Mr. Burleigh moved to amend the title as follows: By inserting after the figures "(1757)" the words "as amended by act number 159 of the session laws of 1875:"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Burleigh,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Burleigh,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 329, entitled

A bill to re-incorporate the village of Saline in the county of Washtenaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on State affairs and judiciary, jointly:

The committees on State affairs and judiciary, jointly, to whom was referred

House bill No. 87 (printed No. 81), entitled

A bill to amend sections 1, 3, and 5, of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors,

wine, and beer to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections six and seven,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections one, three and five of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer, to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add one new section thereto, to stand as section six,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ,

Chairman Com. on State Affairs.

PORTER K. PERRIN,

Chairman Com. on the Judiciary.

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State Prison:

The committee on State Prison, to whom was referred

House bill No. 469 (printed No. 320), entitled

A bill relative to aiding convicts committed to the Michigan State prison in breaking or escaping, or attempting to break or escape therefrom,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 558 (printed No. 255), entitled

A bill to amend section 5 of chapter 234, being compiler's section 7270 of the compiled laws of 1871, relative to the duties and obligations of assignees of insolvent debtors;

2. House bill No. 433 (printed No. 276), entitled

A bill to provide for compensating any person or persons who may hereafter suffer false imprisonment in the State Prison;

3. House bill No. 187 (printed No. 281), entitled

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing, and other lawful sporting purposes;

4. House bill No. 177 (printed No. 302), entitled

A bill to prohibit the depositing in any of the rivers, bays, or lakes in the counties of Iosco, Alcona, Oscoda, Alpena, Montmorency, and Presque Isle, any saw dust, edgings, slabs, shavings or other mill or factory debris;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on appropriations and finance.

The third named bill was read a first and second time by its title, and referred to the committee on expiring laws.

The fourth named bill was read a first and second time by its title, and referred to the committee on lumber interests.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 323 (printed No. 253), entitled

A bill to amend act No. 96 of the session laws of 1873, approved April 15, 1873, entitled "An act to amend section 127, of chapter 178, of the compiled laws of 1871, being an act relative to courts held by justices of the peace;"

2. House bill No. 309 (printed No. 275), entitled

A bill to amend section 50 of chapter 245, being compiler's section 7601 of the compiled laws of 1871, relative to offenses against property;

3. House bill No. 436 (printed No. 280), entitled

A bill authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances;

4. House bill No. 260 (printed No. 267), entitled

A bill to amend sections 1, 2, 4, 6, 7, and 9, of act No. 185, of the session laws of 1873, entitled, "An act establishing a lien for labor and services upon logs and timber;"

5. House bill No. 395 (printed No. 357), entitled

A bill to amend section 14 of chapter 218 of the compiled laws of 1871, being section 6925 of said compiled laws, relative to foreclosure by advertisement;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first, second and fifth named bills were read a first and second time by their titles, and referred to the committee on the judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The fourth named bill was read a first and second time by its title, and referred to the committee on lumber interests.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 3, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 467 (printed No. 310), entitled

A bill to amend sections 22 and 34 of an act entitled “An act to revise the charter of the village of Whitehall,” approved April 22d, 1873, as amended by an act approved April 23d, 1875;

In accordance with a request from the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

On motion of Mr. Burleigh,
The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 107, entitled

A bill to amend act No. 152 of the session laws of 1875, approved April 29, 1875, and also to amend sections 10, 11, and 12 of chapter 218, being sections 6921, 6922, and 6923 of the compiled laws of 1871, relative to foreclosure by advertisement,

And to inform the Senate that the House has amended the same as follows:

1. Amend section 9, line 10, after the word “purpose” insert the following words: “And shall index the same in the regular index of deeds;”

2. In the written amendment strike out the words, “And shall be indexed in the regular index of deeds;”

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Edsell moved that the Senate concur in the amendments made to the bill by the House.

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Redfield,
Andrus,	Foote,	Morse,	Shoemaker,
Baxter,	Freeman,	Newcomb,	Taylor,
Burleigh,	Hinchman,	Osborn,	Waterbury,
Chamberlin,	Jenney,	Perrin,	Williams,
Wm. Cook,	Markey,	Read,	

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NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 169, entitled

A bill to amend sections 4822 and 4830 of the compiled laws, being sections 13 and 21 of chapter 172, relative to guardians and wards;

2. Senate bill No. 170, entitled

A bill to amend section 4582 of the compiled laws, being section 38 of chapter 163, relative to sales by executors;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 171, entitled

A bill to repeal an act to establish uniformity of text books in the public schools of Berrien county, being act No. 375 of the session laws 1873, approved April 19, 1873;

2. Senate bill No. 158, entitled

A bill to amend section 15 of chapter 181 of the compiled laws of 1871, being compiler's section 5674, relating to courts, and the powers and duties of certain judicial officers;

3. Senate bill No. 178, entitled

A bill making an appropriation for improvement of the grounds surrounding the new State Capitol, and furnishing the legislative halls, the State Library, and the Supreme Court room therein;

In the passage of which the House has concurred by a majority vote of all the members elect, and ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 168, entitled

A bill making an appropriation for furnishing the new State capitol;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 2, line 2, by inserting after the word "three" the word "daily;"

2. Amend section 2, line 3, by inserting after the word "one" the word "daily;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Freeman moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Morse,	Redfield,	
Baxter,	Freeman,	Newcomb,	Shoemaker,	
Burleigh,	Hinchman,	Osborn,	Taylor,	
Chamberlain,	Jenney,	Packard,	Waterbury,	
Wm. Cook,	Markey,	Perrin,		23

NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 1, entitled

Joint resolution to amend section 12 of Article VI. of the Constitution of the State of Michigan, relative to appointment of Clerk of the Supreme Court,

In the passage of which the House has concurred by a two-thirds majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Foote moved to take from the table the following:

House bill No. 391 (printed No. 326), entitled

A bill for the protection of tax-payers;

Which motion prevailed.

Mr. Shoemaker moved to amend the bill by striking out in section 2 line 2, the words "and the rule shall apply to cases;" also, by striking out in lines 3

and 4 of same section, the words "as well as in other cases;" also, by striking out in line 3, of same section, the word "several" and inserting in lieu thereof the words "two or more full."

Mr. Williams moved to amend the amendment by substituting for "two or more full" the words "more than two:"

Which motion did not prevail.

The question recurring upon the amendment,

Mr. Williams moved to amend the amendment so that section 2 should be made to read as follows:

SEC. 2. When more than two surveyed towns are embraced in one organized township all moneys received for highway purposes shall be expended only for the making and improving of highways in the surveyed towns in which such tax shall be raised, and in any such organized township there shall be no highway tax levied in such of its surveyed towns as have no highway laid out in them; *Provided*, That nothing in this section contained shall prohibit the expenditure of moneys raised for highway purposes upon taxes voted by the board of supervisors in such place in the county as the board of supervisors may order; *And provided further*, That the provisions of this section shall not prevent commissioners of highways from rebuilding bridges that have been destroyed, or repairing bridges, culverts and highways that have become unsafe, under the provisions of existing laws.

Which motion did not prevail.

The question again recurring upon the amendment offered by Mr. Shoemaker,

Mr. Williams moved to lay the bill on the table.

Which motion did not prevail.

The amendment was then agreed to.

On motion of Mr. Shoemaker,

The bill was placed on the order of third reading.

THIRD READING OF BILLS.

Senate bill No. 227, entitled

A bill to authorize the board of supervisors of Jackson county to receive certain lands of the Jackson County Agricultural Society in trust,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Morse,	Redfield,	
Baxter,	Freeman,	Osborn,	Shoemaker,	
Burleigh,	Hinchman,	Packard,	Taylor,	
Chamberlain,	Jenney,	Perrin,	Waterbury,	
Wm. Cook,	Markey,	Rankin,		23

NAYS.

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The question being on agreeing to the title,

Mr. Shoemaker moved to amend the title so as to read as follows:

A bill to authorize the board of supervisors of Jackson county to receive certain lands of the Jackson County Agricultural Society and others in trust as a park or public grounds;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 391 (printed No. 326), entitled

A bill for the protection of taxpayers,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Markey,	Mr. Read,
Andrus,	Freeman,	Morgan,	Redfield,
Baxter,	Hinchman,	Packard,	Shoemaker,
Burleigh,	Jenney,	Perrin,	Waterbury, 16

NAYS.

Mr. Chamberlain,	Mr. Edsell,	Mr. Rankin,	Mr. Williams,
Wm. Cook,	Osborn,	Taylor,	7

Mr. Foote moved to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Perrin,

The bill was laid on the table.

GENERAL ORDER.

On motion of Mr. Burleigh,

The Senate went into committee of the whole on the general order,

Mr. Foote in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 180 (printed 257), entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children, and of other persons, approved February 2, 1861, being compiler's section 4854;

2. House bill No. 329, entitled

A bill to re-incorporate the village of Saline, in the county of Washtenaw; Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereof;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

4. Senate bill No. 228, entitled

A bill to repeal act No. 32 of the session laws of 1873, relative to aid to the University of Michigan;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

D. P. FOOTE, *Chairman*.

Report accepted and committee discharged.

The first and second named bills were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the third named bill, and the same was placed on the order of third reading.

Mr. Baxter moved that the Senate concur in the action of the committee in striking out all after the enacting clause in the fourth named bill.

Mr. Read called for the yeas and nays.

The action of the committee was not concurred in, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Burleigh,	Mr. Wm. Cook, Morgan, Newcomb,	Mr. Osborn, Shoemaker, Taylor,	Mr. Waterbury, Williams,	11
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NAYS.

Mr. Andrus, Chamberlain, Edsell, Foote,	Mr. Freeman, Hinchman, Markey,	Mr. Morse, Packard, Perrin,	Mr. Rankin, Read, Tyler,	13
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Mr. Burleigh moved that the further consideration of the bill be indefinitely postponed.

Mr. Burleigh called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Burleigh,	Mr. Wm. Cook, Morgan, Newcomb,	Mr. Osborn, Shoemaker, Taylor,	Mr. Waterbury, Williams,	11
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NAYS.

Mr. Andrus, Chamberlain, Edsell,	Mr. Foote, Hinchman, Markey,	Mr. Morse, Packard, Perrin,	Mr. Rankin, Read, Tyler,	12
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Mr. Andrus moved that the bill be laid on the table.

Mr. Baxter moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave:

Senator Redfield.

On motion of Mr. Waterbury,

All further proceedings under the call were dispensed with.

The motion to lay the bill on the table then prevailed.

By unanimous consent,

The President announced the following:

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills :

1. House bill No. 514 (printed No. 291), entitled

A bill to authorize the Superintendent of Public Instruction to publish portions of the proceedings of the State teachers' association ;

2. House bill No. 561 (printed No. 292), entitled

A bill granting certain police powers to persons having in their care State property ;

3. House bill No. 14 (printed No. 323), entitled

A bill to amend section 4407 of the compiled laws of 1871, relative to the inventory and collection of the effects of deceased persons, as amended by act number 203 of the session laws of 1875 ;

4. House bill No. 350 (printed No. 305), entitled

A bill to amend section 6 of chapter 194, being compiler's section 6151 of the compiled laws of 1871, relative to provisions concerning actions and proceedings in certain cases,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The second named bill was read a first and second time by its title, and referred to the committee on State capitol and public buildings.

The third and fourth named bills were read a first and second time by their titles, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills :

1. House bill No. 209 (printed No. 283), entitled

A bill to detach the county of Cheboygan from the eleventh judicial circuit, and to attach the same to the thirteenth judicial circuit ;

2. House bill No. 132 (printed No. 333), entitled

A bill to promote the mining interests of the Upper Peninsula of this State by enabling persons and corporations engaged in mining to establish and maintain mills for stamping and working ores and minerals ;

3. House bill No. 116 (printed No. 289), entitled

A bill to authorize the formation of corporations for the prevention of cruelty to animals and fowls ;

4. House bill No. 296 (printed No. 284), entitled

A bill making appropriations for the finishing and furnishing the Eastern asylum for insane, and for the maintenance of patients therein ;

Which have passed the House by a majority vote of all the members elect,

and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on mines, minerals and mining interests.

The third named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The fourth named bill was read a first and second time by its title, and referred to the committee on asylums for the insane.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 101, entitled

A bill to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1872, 1873, 1874, 1875, and 1877, and at stated periods thereafter,

And to inform the Senate that the House has amended the same as follows:

Amend section 3 so as to read as follows:

Sec. 3. The compensation for the preparation of the indexes above provided for shall be such as shall be allowed by the Board of State Auditors on presentation of bills for the same, itemized and verified as said Board of State Auditors shall from time to time require;

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morgan,	Mr. Rankin,
Baxter,	Hinchman,	Newcomb,	Read,
Burleigh,	Jenney,	Osborn,	Shoemaker,
Wm. Cook,	Markey,	Perrin,	Williams,
Edsell,			

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NAYS.

Mr. Chamberlain, Mr. Waterbury,

2

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following.
 Senate bill No. 192, entitled

A bill to legalize the action of the Board of Supervisors of Kalkaska county, in erecting the township of Grayling;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,
 DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 537 (printed No. 367), entitled

A bill to amend section 2 of an act entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839, being section 2 of chapter 32, and compiler's section 1345 of the compiled laws of 1871,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
 DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 565 (printed No. 303), entitled

A bill to amend section 3 of chapter 205 of the compiled laws of 1871, entitled "Proceedings by and against corporations in courts of law," being compiler's section 6544;

2. House bill No. 382 (printed No. 304), entitled

A bill to amend an act entitled "An act to confirm deeds and instruments intended for the conveyance of real estate in certain cases," approved February 5, 1861, by adding a new section thereto;

3. House bill No. 66 (printed No. 295), entitled

A bill to amend section 511 of the compiled laws of 1871, being section 35 of chapter 14 of the laws of 1846, relative to county treasurers;

4. House bill No. 335 (printed No. 293), entitled

A bill to provide a site, system of government, and plans for the erection of

a State House of Refuge, for exposed, or friendless and helpless girls, between the ages of ten and fifteen years;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first and second named bills were read a first and second time by their titles, and referred to the committee on the judiciary.

The third named bill was read a first and second time by its title, and referred to the committees on State affairs.

The fourth named bill was read a first and second time by its title, and referred to the committees on religious and benevolent societies and appropriations and finance, jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 8, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 chapter 177, relative to judges of probate;

2. House bill No. 297 (printed No. 285), entitled

A bill making appropriations for the maintenance of patients at the Michigan asylum for the insane, and for certain repairs, renewals and additions;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committees on asylums for the insane and appropriations and finance, jointly.

On motion of Mr. Burleigh,

The Senate adjourned.

Lansing, Wednesday, May 9, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Duffield.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on mines, minerals, and mining interests:

The committee on mines, minerals, and mining interests, to whom was referred

House bill No. 132 (printed No. 333), entitled

A bill to promote the mining interests of the Upper Peninsula of the State by enabling persons and corporations engaged in mining to establish and maintain mills for stamping and working ores and minerals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. H. OSBORN, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 204 (printed No. 273), entitled

A bill to provide for the enforcement of the individual liability of stockholders of corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. C. EDSELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 66 (printed No. 295), entitled

A bill to amend section 511 of the compiled laws of 1871, being section 35 of chapter 14 of the laws of 1846, relative to county treasurers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools :

The committee on education and public schools, to whom was referred House bill No. 514 (printed No. 291), entitled

A bill to authorize the Superintendent of Public Instruction to publish portions of the proceedings of the State Teachers' Association,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 206 (printed No. 298), entitled

A bill to amend sections 13, 15, 16, 21, 32, and 33 of chapter 189 of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, 5990, 6001, and 6002, relative to drawing of jurors.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 14 (printed No. 323), entitled

A bill to amend section 4407 of the compiled laws of 1871, relative to the inventory and collection of the effects of deceased persons, as amended by act No. 203 of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 395 (printed No. 357), entitled

A bill to amend section 14 of chapter 218 of the compiled laws of 1871, being section 6925 of said compiled laws, relative to foreclosure by advertisement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 309 (printed No. 275), entitled

A bill to amend section 50 of chapter 245, being compiler's section 7601 of the compiled laws of 1871, relative to offenses against property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 164 (printed No. 260), entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The support of poor persons by their relatives," by adding seven sections there, to stand as sections 16 to 23 inclusive,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 323 (printed No. 253), entitled

A bill to amend act No. 96 of the session laws of 1873, approved April 15, 1873, entitled "An act to amend section 127, of chapter 178, of the compiled laws of 1871, being an act relative to courts held by justices of the peace,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

Mr. Perrin moved that the bill be referred to the committee of the whole and placed on the general order.

On motion of Mr. Read,

The bill was laid on the table.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 2, entitled

A bill to revise the laws providing for the incorporation of companies for mining, smelting or manufacturing iron, copper, silver, mineral coal, and other ores or minerals, and to fix the duties and liabilities of such corporations,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

THIRD READING OF BILLS.

House bill No. 180 (printed 257), entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children, and of other persons, approved February 2, 1861, being compiler's section 4854,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Markey,	Mr. Perrin,	
Andrus,	Foote,	Morgan,	Rankin,	
Baxter,	Freeman,	Newcomb,	Read,	
Burleigh,	Hinchman,	Osborn,	Waterbury,	
Chamberlain,	Jenney,	Packard,	Williams,	
Wm. Cook,				21

NAYS.

Mr. McElroy,	Mr. Redfield,	Mr. Shoemaker,	Mr. Tyler,	4
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Title agreed to.

House bill No. 329, entitled

A bill to re-incorporate the village of Saline, in the county of Washtenaw;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Read,	
Andrus,	Freeman,	Newcomb,	Redfield,	
Baxter,	Hinchman,	Osborn,	Shoemaker,	
Burleigh,	Jenney,	Packard,	Tyler,	
Chamberlain,	Markey,	Perrin,	Waterbury,	
Wm. Cook,	McElroy,	Rankin,	Williams,	
Edsell,				25

NAYS.

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Title agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac,

Was read a third time, and pending the taking of the vote thereon,

Mr. Perrin, a majority of the Senators consenting thereto, moved to amend the bill by adding to recited section 192 the following proviso: "*Provided,*

That such ditches, drains, or sewers, or any part thereof, shall not be constructed, or any bonds issued, unless the question shall first be submitted to the electors of said city and be approved by a majority thereof; and the common council is hereby authorized to so submit such question at any annual city election;”

Pending which,

On motion of Mr. Shoemaker,

The bill was laid on the table.

By unanimous consent

Mr. Shoemaker moved to take from the table the following:

Senate bill No. 141, entitled

A bill to authorize the judge of probate of Jackson county to appoint a probate register, and prescribing his duties and compensation;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Hinchman,	Osborn,	Shoemaker,
Baxter,	Jenney,	Packard,	Taylor,
Burleigh,	Markey,	Perrin,	Tyler,
Wm. Cook,	Morgan,	Rankin,	Waterbury,
Edsell,	Morse,	Read,	Williams,
Foote,			

25

NAYS.

Mr. McElroy,

1

Title agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Freeman,

The Senate went into committee of the whole on the general order,

Mr. Taylor in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. Senate bill No. 220, entitled

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters in certain cases, and to amend compiler's section 59 of the compiled laws of 1871 relating to holding general and special elections;

2. House bill No. 66 (printed No. 295), entitled

A bill to amend section 511 of the compiled laws of 1871, being section 35 of chapter 14, laws of 1846, relative to county treasurers;

3. House bill No. 395 (printed No. 357), entitled

A bill to amend section 14 of chapter 218 of the compiled laws of 1871, being section 6925 of said compiled laws, relative to foreclosure by advertisement;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

4. House bill No. 132 (printed 333), entitled

A bill to promote the mining interests of the Upper Peninsula of this State by enabling persons and corporations engaged in mining to establish and maintain mills for stamping and working ores and minerals;

5. House bill No. 14 (printed No. 323), entitled

A bill to amend section 4407 of the compiled laws of 1871, relative to the inventory and collection of the effects of deceased persons, as amended by act No. 203 of the session laws of 1875;

6. House bill No. 309 (printed No. 275), entitled

A bill to amend section 50 of chapter 245, being compiler's section 7601 of the compiled laws of 1871, relative to offenses against property;

Have made no amendments thereto, and directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

7. House bill No. 206 (printed No. 298), entitled

A bill to amend sections 13, 15, 16, 21, 32, and 33 of chapter 189 of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, 5990, 6001, and 6002, relative to drawing of jurors;

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on the judiciary.

The committee of the whole have also had under consideration the following:

8. House bill No. 469 (printed No. 320), entitled

A bill relative to aiding convicts committed to the Michigan State prison in breaking, or escaping, or attempting to break or escape therefrom;

9. House bill No. 514 (printed No. 291), entitled

A bill to authorize the Superintendent of Public Instruction to publish portions of the proceedings of the State Teachers' Association;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

L. J. TAYLOR, *Chairman.*

Report accepted and committee discharged.

The fourth, fifth and sixth named bills were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the first and second named bills, and the same were placed on the order of third reading.

Mr. Edsell moved that the Senate concur in the amendments made by the committee to the third named bill.

Mr. Baxter called for the yeas and nays.

The motion to concur did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Jenney,	Mr. Newcomb,	Mr. Taylor,
Chamberlain,	McElroy,	Redfield,	Waterbury,

NAYS.

Mr. Baxter,	Mr. Freeman,	Mr. Morse,	Mr. Shoemaker,
Wm. Cook,	Hinchman,	Perrin,	Tyler,
Edsell,	Markey,	Read,	Williams,
Foote,	Morgan,		

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The bill was then placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the seventh named bill, and the same was recommitted to the committee on the judiciary.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the eighth and ninth named bills, and the title and enacting clause of each of the two named bills were laid on the table.

On motion of Mr. Foote,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate report the following bills:

D. W. & M. J. Buck.....	\$24 00
J. Esselstyn & Sons.....	13 48

For labor done and material furnished under the direction of the Secretary and Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend their allowance; and ask to be discharged from the further consideration of the subject.

C. McELROY, *Chairman*.

Report accepted and committee discharged.

Mr. Burleigh moved that the report of the committee be adopted, and the Secretary directed to draw an order on the Treasury for the payment of the bills named;

Which motion prevailed.

By the committee on lumber interests:

The committee on lumber interests, to whom was referred

House bill No. 177 (printed No. 302), entitled

A bill to prohibit the depositing in any of the rivers, bays, or lakes in the counties of Isosco, Alcona, Oscoda, Alpena, Montmorency, and Presque Isle any saw dust, edgings, slabs, shavings or other mill or factory debris;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. V. TYLER, *Chairman*.

Report accepted and committee discharged.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on lumber interests:

The committee on lumber interests, to whom was referred

House bill No. 260 (printed No. 267), entitled

A bill to amend sections 1, 2, 4, 6, 7, and 9, of act No. 185, of session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. V. TYLER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Freeman,

The bill was laid on the table.

By the committee on State House of Correction:

The committee on State House of Correction, to whom was referred

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia,

To which the House made sundry amendments,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the Senate do not concur in the House amendments to the bill, and ask to be discharged from the further consideration of the subject.

CHAS. H. MORSE, *Acting Chairman*.

Report accepted and committee discharged.

Mr. Packard moved that the Senate concur in the amendments made to the bill by the House;

Which motion did not prevail, by yeas and nays, as follows:

YEAS.

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NAYS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Redfield,
Andrus,	Freeman,	Newcomb,	Shoemaker,
Baxter,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Chamberlain,	Markey,	Perrin,	Waterbury,
Wm. Cook,	McElroy,	Rankin,	Williams,
Edsell,	Morgan,	Read,	

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MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 65, entitled

A bill to provide for an assistant to the State Librarian, and for the expense of the removal of the State Library to the rooms designed therefor in the new Capitol,

And to inform the Senate that the House has amended section 1 of the bill so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That the sum of three hundred dollars for the year one thousand eight hundred and seventy-seven, and the sum of five hundred dollars for the year one thousand eight hundred and seventy-eight, be and the same is hereby appropriated out of any money in the State treasury to the credit of the general fund not otherwise appropriated for the payment of an assistant State Librarian, and that the State Librarian, with the advice and consent of the Governor, be authorized to appoint such assistant at a salary of not exceeding three hundred dollars for the balance of the year 1877, and of not exceeding five hundred dollars for the year 1778. Such salary payable monthly:

In the passage of which, as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Tyler moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Newcomb,	Shoemaker,
Burleigh,	Hinchman,	Osborn,	Taylor,
Chamberlain,	Markey,	Packard,	Tyler,
Wm. Cook,	Morgan,	Rankin,	Waterbury, 20

NAYS.

Mr. Baxter,	Mr. Jenney,	Mr. Perrin,	Mr. Williams,
Edsell,	McElroy,	Redfield,	7

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That from and after Thursday, May 17th, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on journals of the Secretary of the Senate and the Clerk of the House, and the time of the final adjournment of this Legislature shall be on Saturday, the 19th day of May, 1877, at 12 o'clock noon of that day.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Tyler moved to amend the resolution by striking out the word "Saturday, the 19th," and inserting in lieu thereof the words "Monday, the 21st."

Pending which,

Mr. Shoemaker moved to make the further consideration of the resolution a special order for Tuesday, May 15th.

Mr. Waterbury called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Jenney,	Mr. Newcomb,	Mr. Shoemaker,	
Andrus,	Markey,	Read,	Tyler,	
Baxter,	Morgan,	Redfield,	Williams,	
Freeman,	Morse,			14

NAYS.

Mr. Chamberlain,	Mr. Foote,	Mr. Osborn,	Mr. hankin,	
Wm. Cook,	Hinchman,	Packard,	Taylor,	
Edsell,	McElroy,	Perrin,	Waterbury,	12

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 16 (printed No. 107), entitled

A bill to incorporate the public schools of the township of Long Rapids,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the judicial circuits of this State and create the twenty-third judicial circuit;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 507 (printed No. 261), entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on printing.

MOTIONS AND RESOLUTIONS.

Mr. Packard moved to take from the table the following:

House bill No. 360 (printed No. 246), entitled

A bill to amend section 76, of chapter 12, of the compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Jenney,	Mr. Perrin,	
Baxter,	Edsell,	Markey,	Rankin,	
Burleigh,	Foote,	Newcomb,	Read,	
Chamberlain,	Hinchman,	Packard,	Williams,	16

NAYS.

Mr. Freeman,	Mr. Morgan,	Mr. Osborn,	Shoemaker,	
McElroy,	Morse,	Redfield,		7

Mr. Burleigh moved that rule 46, declaring that no question shall be reconsidered more than once, be suspended, and to reconsider the vote by which the Senate refused to pass the bill.

Mr. Morse moved that the further consideration of the bill be indefinitely postponed;

Which motion did not prevail.

The motion to reconsider then prevailed.

The question being on the passage of the bill,

On motion Mr. Burleigh,

The bill was laid on the table.

Mr. Foote moved to take from the table the following:

House bill No. 39 (printed No. 326), entitled

A bill for the protection of tax payers;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morgan,	Mr. Redfield,	
Andrus,	Hinchman,	Packard,	Shoemaker,	
Baxter,	Jenney,	Perrin,	Taylor,	
Burleigh,	Markey,	Read,	Tyler,	
Foote,	McElroy,			18

NAYS.

Mr. Chamberlain,	Mr. Edsell,	Mr. Newcomb,	Mr. Rankin,	
Wm. Cook,	Morse,	Osborn,	Williams,	8

Title agreed to.

THIRD READING OF BILLS.

Senate bill No. 220, entitled

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters, in certain cases, and to amend compiler's section 59 of the compiled laws of 1871, relating to holding general and special elections,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Foote,	Mr. Newcomb,	Mr. Taylor,	
Burleigh,	Jenney,	Perrin,	Tyler,	
Wm. Cook,	McElroy,	Rankin,	Waterbury,	
Edsell,	Morse,	Read,	Williams,	16

NAYS.

Mr. Adair,	Mr. Freeman,	Mr. Morgan,	Mr. Redfield,	
Andrus,	Hinchman,	Osborn,	Shoemaker,	
Chamberlain,	Markey,	Packard,		11

Mr. Jenney moved to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Foote,

The bill was laid on the table.

House bill No. 66 (printed No. 295), entitled

A bill to amend section 511 of the compiled laws of 1871, being section 35 of chapter 14 of the laws of 1846, relative to county treasurers,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Foote, Hinchman, Jenney,	Mr. Morgan, Newcomb, Packard, Perrin,	Mr. Rankin, Read, Taylor, Williams,	17
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NAYS.

Mr. Andrus, Freeman, Markey,	Mr. McElroy, Morse, Osborn,	Mr. Redfield, Shoemaker,	Mr. Tyler, Waterbury,	10
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Title agreed to.

House bill No. 395 (printed No. 357), entitled

A bill to amend section 14 of chapter 218 of the compiled laws of 1871, being section 6925 of said compiled laws, relative to foreclosure by advertisement;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus, Baxter, Wm. Cook, Edsell, Foote,	Mr. Freeman, Hinchman, McElroy, Morgan, Morse,	Mr. Newcomb, Osborn, Perrin, Rankin,	Mr. Read, Shoemaker, Tyler, Williams,	18
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NAYS.

Mr. Adair, Jenney,	Mr. Markey, Redfield,	Mr. Taylor,	Mr. Waterbury,	6
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Title agreed to.

House bill No. 132 (printed No. 333), entitled

A bill to promote the mining interests of the Upper Peninsula of this State by enabling persons and corporations engaged in mining to establish and maintain mills for stamping and working ores and minerals;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Burleigh, Wm. Cook, Edsell, Jenney,	Mr. Markey, McElroy, Morse, Newcomb,	Mr. Osborn, Perrin, Rankin, Redfield,	Mr. Taylor, Tyler, Shoemaker, Waterbury,	17
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NAYS.

Mr. Andrus, Foote,	Mr. Hinchman,	Mr. Morgan,	Mr. Shoemaker,	5
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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 14 (printed No. 323), entitled

A bill to amend section 4407 of the compiled laws of 1871, relative to the

inventory and collection of the effects of deceased persons, as amended by act No. 203 of the session laws of 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morse,	Mr. Rankin,	
Andrus,	Hinchman,	Newcomb,	Redfield,	
Chamberlain,	Jenney,	Osborn,	Shoemaker,	
Wm. Cook,	Markey,	Packard,	Taylor,	
Edsell,	McElroy,	Perrin,	Williams,	
Foote,	Morgan,			22

NAYS.

Mr. Waterbury,	1
Title agreed to.	

House bill No. 309 (Printed No. 275), entitled

A bill to amend section 50 of chapter 245, being compiler's section 7601 of the compiled laws of 1871, relative to offenses against property,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Read,	
Andrus,	Freeman,	Morse,	Redfield,	
Baxter,	Hinchman,	Newcomb,	Taylor,	
Chamberlain,	Jenney,	Osborn,	Tyler,	
Wm. Cook,	Markey,	Perrin,	Waterbury,	
Edsell,	McElroy,	Rankin,	Williams,	24

NAYS.

Mr. Shoemaker,	1
Title agreed to.	

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order,

Mr. Freeman in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 164 (printed No. 260), entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The support of poor persons by their relatives," by adding seven sections thereto, to stand as sections sixteen to twenty-three inclusive.

2. House bill No. 204 (printed No. 273), entitled

A bill to provide for the enforcement of the individual liability of stockholders of corporations;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 177 (printed No. 302), entitled

A bill to prohibit the depositing in any of the rivers, bays, or lakes in the

counties of Iosco, Alcona, Oscoda, Alpena, Montmorency, and Presque Isle any saw dust, edgings, slabs, shavings, or other mill or factory debris;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

F. S. FREEMAN, *Chairman.*

Report accepted and committee discharged.

The first named bill was placed on the order of third reading.

The question being on concurring in the action of the committee in regard to the second named bill;

Mr. Shoemaker moved to amend the bill by inserting in line 4, of section 12, after the word "uncollected," the words "and all costs thereon;"

Which was not agreed to.

The bill was then placed on the order of third reading.

Mr. Waterbury moved that the Senate concur in the amendments made by the committee to the third named bill;

Mr. Waterbury called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Edsell,	Mr. Freeman,	Mr. Packard,	Mr. Williams,	
Foots,	Newcomb,	Waterbury,		7

NAYS.

Mr. Adair,	Mr. Jenney,	Mr. Osborn,	Mr. Redfield,	
Andrus,	Markey,	Perrin,	Shoemaker,	
Baxter,	McElroy,	Rankin,	Taylor,	
Chamberlain,	Morgan,	Read,	Tyler,	
Wm. Cook,	Morse,			18

The bill was then placed on the order of third reading.

By unanimous consent, the Senate took up business under the order of

THIRD READING OF BILLS.

House bill No. 164 (printed No. 260), entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The support of poor persons by their relatives," by adding seven sections thereto, to stand as sections 16 to 23 inclusive,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foots,	Mr. Morgan,	Mr. Read,	
Andrus,	Freeman,	Morse,	Redfield,	
Baxter,	Hinchman,	Osborn,	Taylor,	
Burleigh,	Jenney,	Packard,	Tyler,	
Chamberlain,	Markey,	Perrin,	Waterbury,	
Wm. Cook,	McElroy,	Rankin,	Williams,	
Edsell,				25

NAYS.

0

Title agreed to.

House bill No. 204 (printed No. 273), entitled

A bill to provide for the enforcement of the individual liability of stock holders of corporations;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Redfield,	
Baxter,	Freeman,	Morse,	Taylor,	
Burleigh,	Hinchman,	Osborn,	Tyler,	
Chamberlain,	Jenney,	Packard,	Waterbury,	
Wm. Cook,	Markey,	Rankin,	Williams,	
Edsell,	McElroy,	Read,		23

NAYS.

0

Title agreed to.

House bill No. 177 (printed No. 302), entitled

A bill to prohibit the depositing in any of the rivers, bays, or lakes in the counties of Iosco, Alcona, Oscoda, Alpena, Montmorency, and Presque Isle any saw dust, edgings, slabs, shavings or other mill or factory debris,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Osborn,	Mr. Shoemaker,	
Baxter,	Jenney,	Perrin,	Taylor,	
Burleigh,	Markey,	Rankin,	Tyler,	
Chamberlain,	McElroy,	Read,	Waterbury,	
Foote,	Morse,	Redfield,	Williams,	
Freeman,	Newcomb,			22

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Morgan,	Mr. Packard,	4
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Title agreed to.

Mr. Baxter moved that the bill be ordered to take immediate effect.

Which motion did not prevail, two-thirds of all the Senators elect not voting therefor.

By unanimous consent the President announced the following

MESSAGE FROM THE HOUSE:

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Resolved by the House of Representatives (The Senate concurring), That the Secretary of State be directed to forward to the Supreme, Circuit, Superior, and Probate Judges, the county, city, village, and township clerks, the supervisors, of townships and aldermen of wards, the publishers of all newspapers, the State officers, members of State boards, and members of both branches of the Legislature, copies of all the general acts of 1877 which are ordered to take immediate effect, printed and bound in pamphlet form, at the earliest practicable date after the adjournment of this Legislature, provided the entire cost to the State of such work shall not exceed four hundred dollars,

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Morse moved that the Senate concur in the adoption of the concurrent resolution.

On motion of Mr. Chamberlain,

The resolution was laid on the table.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 215, entitled

A bill to amend sections 1, 2, 3, 4, 5, 8, and 9 of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, and 4053, of the compiled laws of 1871, relative to the collection of tolls and for the care, charge and operating of the St. Mary's Falls Ship Canal;

Also,

Senate bill No. 143, entitled

A bill to authorize the board of control of State swamp lands to make an appropriation to repair, preserve and reconstruct a part of the Cass River and Bay City State Road;

Also,

Senate bill No. 87, entitled

A bill providing for the transfer of unexpended balances of appropriations;

Also,

Senate bill No. 177, entitled

A bill to amend section 11 of an act entitled "An act to establish a State Public School for dependent and neglected children," approved April 17th, 1871, and to add one new section to said act (as amended by act number 144 of 1873, and act No. 58 of 1875), to be known as section 23;

Also,

Senate bill No. 111, entitled

A bill relating to the punishment of bank, safe, and vault robbery;

Also,

Senate bill No. 144, entitled

A bill to amend section 15 of chapter 230 of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Waterbury,

The Senate adjourned.

Lansing, Thursday, May 10, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called: a quorum present.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor under the rules:

A bill to revise the laws providing for the incorporation of companies for mining, smelting, or manufacturing iron, copper, silver, mineral coal, and other ores, or minerals, and to fix the duties and liabilities of such corporations,

A bill to amend sections 1, 2, 3, 4, 5, 8, and 9, of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, and 4053 of the compiled laws of 1871, relative to the collection of tolls and for the care, charge and operating of the St. Mary's Falls Ship Canal;

Also,

A bill to authorize the board of control of State swamp lands to make an appropriation to repair, preserve, and reconstruct a part of the Cass River and Bay City State road;

Also,

A bill providing for the transfer of unexpended balances of appropriations;

Also,

A bill to amend section 11 of an act entitled "An act to establish a State Public School for dependent and neglected children," approved April 7, 1871, and to add one new section to said act (as amended by act number 144 of 1873, and act No. 58 of 1875), to be known as section 23;

Also,

A bill relating to the punishment of bank, safe, and vault robbery;

Also,

A bill to amend section 15 of chapter 230 of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 116 (printed No. 289), entitled

A bill to authorize the formation of corporations for the prevention of cruelty to animals and fowls,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. C. EDSSELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 182 (printed No. 212), entitled

A bill to amend an act entitled, "An act to preserve the purity of elections," approved March 15, 1861, being compiler's section 7776 of the compiled laws of 1871, and to add a new section thereto to stand as section 2,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 252 (printed No. 288), entitled

A bill to amend section 28 of chapter 50 of compiled laws of 1871, being compiler's section 1843,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 176 (printed No. 94), entitled

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Osborn,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State Prison:

The committee on State Prison, to whom was referred

House bill No. 472 (printed No. 322), entitled

A bill relative to insane convicts in the State Prison,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the

bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels, boarding and lodging houses from danger by fire,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Freeman,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 209 (printed No. 283), entitled

A bill to detach the county of Cheboygan from the eleventh judicial circuit and to attach the same to the thirteenth judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted

House bill No. 206 (printed No. 298) entitled

A bill to amend sections 13, 15, 16, 21, 32, and 33 of chapter 189 of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, 5990, 6001, and 6002, relative to drawing of jurors;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when

so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 565 (printed No. 303), entitled

A bill to amend section 3 of chapter 205 of the compiled laws of 1871, entitled "Proceedings by and against corporations in courts of law," being compiler's section 6544,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

Senate bill No. 63, entitled

A bill to reorganize and provide for a State Board of Equalization;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The bill was laid on the table.

By the committee on the judiciary:

The committee on the judiciary to whom was referred

House bill No. 158 (printed No. 85), entitled

A bill for the relief of [parties to certain judgments in the Superior Court of Detroit;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without recommendation, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 114 (printed No. 53), entitled

A bill to protect the primary elections of voluntary political associations, and to punish frauds therein ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

• Report accepted and committee discharged.

• On motion of Mr. Foote,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment of bills :

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 194, entitled

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25, 1861, approved March 2, 1865 ;

Also,

Senate bill No. 126, entitled

A bill to amend section 1 of act number 84, of the session laws of 1851, approved April 4, 1851, entitled "An act to establish the township line between the townships of Clinton and Harrison, in the county of Macomb ;"

Also,

Senate bill No. 190, entitled

A bill to protect travel on the public highways ;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, Jr., *Chairman*.

Report accepted and committee discharged.

By the committee on expiring laws :

The committee on expiring laws to whom was referred

House bill No. 187 (printed No. 281), entitled

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing, and other lawful sporting purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BURLEIGH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Tyler,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on Asylum for the Deaf, Dumb and Blind :

The committee on Asylum for the Deaf, Dumb and Blind, to whom was referred

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind for the years 1877 and 1878, and to repeal section 1895 of

the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857,

Which the House amended by striking out all of section four after line four, Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment to the House amendment, restoring the portion of section four stricken out so altered as to read as follows:

"Sec. 12 of 'An act to establish an asylum for the deaf, dumb, and the blind, and also an asylum for the insane of the State of Michigan,' approved April 3, 1848, being section 1895 of the compiled laws of 1871, and so much of section 3 of act No. 102 of the session laws of 1857, approved February 12, 1857, as relates to the appointment of a commissioner and the payment of his salary, be and the same are hereby repealed."

Recommending that the amendment to the House amendment be concurred in, and said House amendment, when thus amended, be concurred in, and ask
W. O. PACKARD, *Chairman*.

Report accepted and committee discharged.

Mr. Shoemaker moved that the Senate concur in the amendment made by the committee to the House amendment.

Mr. Rankin called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,
Andrus,	Foots,	Morse,	Redfield,
Baxter,	Hinchman,	Packard,	Shoemaker,
Wm. Cook,	Markey,	Perrin,	Waterbury, 16

NAYS.

Mr. Jenney,	Mr. Newcomb,	Mr. Rankin,	Mr. Taylor,
McElroy,	Osborn,		6

The question then being on concurring in the House amendment to the bill, as thus amended,

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Perrin,
Andrus,	Foots,	Morse,	Read,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Markey,	Packard,	Waterbury,
Wm. Cook,			21

NAYS.

Mr. Jenney,	Mr. McElroy,	Mr. Rankin,	3
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Pending the announcement of the vote,

Mr. Packard moved that Mr. Burleigh be excused from voting;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

REPORTS OF SELECT COMMITTEES.

By the committee of conference as to disagreement between the two Houses relative to amendments made by the House to

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, and section 10 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

The committee of conference on the disagreement between the two Houses relative to amendments made by the House to

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of Sec. 9 of article 2, and Sec. 10 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873,

Which amendments were as follows:

1. By striking out in the proviso in the 7th subdivision of recited section 9 of article 2 the words "fifty cents" and inserting in lieu thereof the words "twenty cents;"

2. By striking out in the ninth subdivision of recited section 9, article 2, all of the second proviso in said subdivision, being all after the word "railroads" in 10th line, to and including the word "sold" in 14th line;

Would respectfully report that they have agreed to recommend as follows:

1st. That the House recede from the amendment to 7th subdivision of Sec. 9, article 2, and that said subdivision be amended by striking out the proviso to said clause, and inserting in lieu thereof the following proviso:

Provided, That in transporting freight by the car loaded by the shipper and unloaded by the consignee no railroad company shall charge for transporting each of such cars more than eight dollars for any distance not exceeding ten miles, nor more than fifty cents per mile for the second ten miles, nor more than twenty-five cents per mile for the third ten miles, and for distances exceeding thirty miles in no case shall the rate between any two points on the said railroad exceed the minimum rate on the entire line. This provision shall not apply to the Upper Peninsula, nor to any company operating less than fifteen miles of railroad.

2d. That the Senate concur in the amendment made by the House to the 9th subdivision of article 9, section 2.

And your committee ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER,

Chairman of Committee on part of Senate.

GEORGE M. SMITH,

Chairman of Committee on part of House.

Report accepted and committee discharged.

Mr. Baxter moved to amend the first named House amendment as recommended by the committee on conference.

Mr. Burleigh called for the yeas and nays.

The motion to amend the House amendment prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,
Andrus,	Freeman,	Morse,	Read,
Baxter,	Hinchman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Taylor,
Chamberlain,	Markey,	Packard,	Waterbury,
Edsell,	McElroy,	Perrin,	

23

NAYS.

Mr. Breitung,

The question being on concurring in the first named House amendment as amended,

The same was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,
Andrus,	Freeman,	Morse,	Read,
Baxter,	Hinchman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Taylor,
Chamberlain,	Markey,	Packard,	Waterbury,
Edsell,	McElroy,	Perrin,	

23

NAYS.

Mr. Breitung,

1

The question being on concurring in the second named House amendment,

The same was concurred in, by yeas and nays as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Read,
Andrus,	Hinchman,	Morse,	Taylor,
Burleigh,	Jenney,	Newcomb,	Tyler,
Chamberlain,	Markey,	Perrin,	Waterbury,
Edsell,	McElroy,	Rankin,	

19

NAYS.

Mr. Baxter,	Mr. Freeman,	Mr. Redfield,	Mr. Shoemaker,
Breitung,	Osborn,		

6

MESSAGE FROM THE HOUSE.

The President announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia;

Which the House amended, as per former message, as follows:

1. Amend Sec. 3, line 3, by striking out the words "one teacher."
2. Amend Sec. 9, line 2, by inserting after the word "treasurer" the word 'chaplain.'
3. Amend Sec. 12, line 2, by striking out before the word "courts" the words "judges of," and after the word "courts" the words "of record."
4. Amend Sec. 12, line 5, by inserting after the word "misdemeanor," the words "where the imprisonment shall not be less than ninety days."
5. Amend Sec. 14, line 2, by inserting after the word "thereof" the words "as shall be necessary and not inconsistent with the provisions of the statute."
6. Amend Sec. 31 "by striking out all of the 7th subdivision and changing the number of the 8th subdivision to the 7th."
7. Amend the heading over Sec. 32 by striking out the word "teacher" and inserting the word "chaplain."
8. Amend Sec. 32 by striking out of line 1 the word "teacher," and inserting in lieu thereof the word "chaplain;" also make the same change in line 4, and in same section strike out the proviso commencing in the 6th line as follows: "*And it is further provided, That the teacher shall be keeper.*"
9. Amend Sec. 36, line 16, by striking out the words "teacher and."
10. Amend Sec. 36, line 14, by striking out the words "five hundred," and inserting in lieu thereof the words "one hundred."
11. Amend Sec. 36, line 16, by striking out the words "one thousand," and inserting in lieu thereof the words "four hundred."
12. Amend Sec. 44 by adding to the end thereof the following: "The managers shall allow each convict who has in a faithful and orderly manner performed all of his duties, and who has become entitled to a deduction from his sentence as aforesaid, from time to time as they shall judge best, five per cent. of the value of each day's labor actually performed by such person, to be computed on the average rate per day paid by contractors for labor of inmates in the institution, and the managers may cause such earnings to be paid either to the family of the inmate, or applied to his benefit in such manner, in such sums, and at such times as they may think proper. Whenever an inmate has been committed under several convictions, the separate sentences shall be construed as one continuous sentence in granting or forfeiting good time."
13. Amend section 45, subdivision 7. Commencing in line 3, strike out the words "as specified in division 4 of this section" and inserting in lieu thereof the words "and Governor."
14. Add new section to stand as section 64, to read as follows: The Auditor General is required to draw his warrant on the Treasurer for such sums as the managers of the House of Correction shall from time to time direct; but such sums so drawn at any one time shall not exceed two thousand dollars; and no further sum shall be drawn until satisfactory vouchers are presented to and allowed by the Auditor General for the amount previously drawn.
15. Change the number of section 64 in bill so that the same shall stand as section 65;

And in which amendments the Senate refuses to concur.

Now to inform the Senate that the House refuses to recede from said amendments.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Shoemaker moved that a committee of three be appointed to confer with a like committee on the part of the House, relative to the disagreements concerning the amendments made by the House to the bill;

Which motion prevailed.

The President announced as such committee Senators Shoemaker, Chamberlain, and Williams.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House manuscript bill 211, entitled

A bill to provide for the protection and preservation of the abstracts of the title to real estate in the county of Kent, and to regulate the fees to be charged by the register of deeds for transcripts thereon,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 15 (printed No. 25), entitled

Joint resolution requiring the State treasurer to pay certain moneys due the several counties;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on appropriations and finance.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 9, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 92, entitled

A bill to amend sections 28, 29, 39, 47, 49, and 52, and to repeal sections 67 and 68 of an act entitled, "An act to incorporate the city of Ionia," approved March 21, 1873;

2. Senate bill No. 227, entitled

A bill to authorize the board of supervisors of Jackson county to receive cer-

tain lands of the Jackson County Agricultural Society and others, in trust as a park or public grounds;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 483 (printed No. 250), entitled

A bill to remove the School of Mines in the University of Michigan to some point upon the Upper Peninsula, and making appropriations for maintenance of the same;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives,

The bill was read a first and second time by its title, and referred to the committees on University and appropriations and finance, jointly.

MOTIONS AND RESOLUTIONS.

Mr. Morse offered the following resolution:

Resolved, That, unless otherwise ordered, the daily sessions of the Senate shall commence at 9 o'clock A. M.;

Which was not adopted.

Mr. Freeman moved to take from the table the following:

Joint resolution requiring the Fish Commissioner of the State to enforce the law, and perfect and submit to owners of dams, plans for the construction of fish ladders on streams that are highways, or any and all streams where required by law;

Which motion prevailed.

On motion of Mr. Freeman,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Edsell moved that

House bill No. 204 (printed No. 273), entitled

A bill to provide for the enforcement of the individual liability of stockholders of corporations;

Which passed the Senate yesterday, be ordered to take immediate effect,

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

GENERAL ORDER.

On motion of Mr. Read,

The Senate went into committee of the whole on the general order,

Mr. Morgan in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 116 (printed No. 289), entitled

A bill to authorize the formation of corporations for the prevention of cruelty to animals and fowls;

2. House bill No. 176 (printed No. 94), entitled

A bill to provide for the laying out and establishing a State road in the county of Isle Royal;

3. House bill No. 472 (printed No. 322), entitled

A bill relative to insane convicts in the State Prison;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

F. E. MORGAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the three named bills, and the same were placed on the order of third reading.

Mr. Morse asked and obtained leave of absence for himself indefinitely.

On motion of Mr. Read,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the

GENERAL ORDER.

On motion of Mr. Chamberlain,

The Senate went into committee of the whole on the general order,

Mr. Williams in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 209 (printed No. 283), entitled

A bill to detach the county of Cheboygan from the eleventh judicial circuit and to attach the same to the thirteenth judicial circuit;

2. House bill No. 565 (printed No. 303), entitled

A bill to amend section 3 of chapter 205 of the compiled laws of 1871 entitled "Proceedings by and against corporations in courts of law," being compiler's section 6544;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 206 (printed No. 298), entitled

A bill to amend sections 13, 15, 16, 21, 32 and 33 of chapter 189 of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, 5990, 6001, and 6002, relative to drawing of jurors;

4. House bill No. 187 (printed No. 281), entitled

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing, and other lawful sporting purposes,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels, boarding and lodging-houses from danger by fire;

6. House bill No. 158 (printed No. 85), entitled

A bill for the relief of parties to certain judgments in the Superior Court of Detroit;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

F. R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

The first and second named bills were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the third and fourth named bills, and the same were placed on the order of third reading.

Mr. Edsell moved that the Senate concur in the action of the committee in striking out all after the enacting clause in the fifth named bill.

Mr. Andrus called for the yeas and nays.

The action of the committee in striking out all after the enacting clause was not concurred in, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Redfield,
Baxter,	Foote,	Osborn,	Shoemaker,
Chamberlain,	Markey,	Read,	Waterbury, 12

NAYS.

Mr. Andrus,	Mr. Wm. Cook,	Mr. Packard,	Mr. Taylor,
Breitung,	Jenney,	Perrin,	Tyler,
Burleigh,	McElroy,	Rankin,	Williams, 12

Pending the announcement of the vote,

Mr. Tyler moved that Mr. Hinchman be excused from voting;

Which motion prevailed.

On motion of Mr. Freeman,

The bill was referred to the committee on banks and incorporations and public health, jointly.

On motion of Mr. Edsell,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the sixth named bill, and the title and enacting clause of the same were laid on the table.

Mr. Burleigh moved that the Senate adjourn ;
Which motion did not prevail.
On motion of Mr. Hinchman,
The Senate resumed business under the order of

PRESENTATION OF PETITIONS.

By Mr. Hinchman : Memorial of the fire commissioners of Detroit, relative to protection of guests at hotels from danger by fire.

Mr. Hinchman moved that the memorial be printed in the journal ;
Which motion prevailed.

The following is the memorial :

OFFICE OF THE FIRE COMMISSION, }
Detroit, Mich., May 8th, 1877. }

To the Hon. Senate of the State of Michigan :

This Board have given the Senate substitute for House bill No. 91, relating to the safety of guests from fire in hotels and lodging houses, their careful consideration. It has been amended substantially in the same manner as done by the State Fire Association at their recent meeting. In its present shape we regard it as a complete, careful, and intelligent measure well calculated to meet efficiently a pressing requirement.

We earnestly hope the Hon. Senate, realizing how important a matter this excellent bill is intended to regulate, will give it early consideration, and the emphatic endorsement to the House of an unanimous passage.

Very Respectfully,

BENJ. VERNOR,
L. H. COBB,
JEROME CROUL,
PETER HENKEL,

Board of Fire Commissioners.

Attest: FRED. H. SEYMOUR, *Secretary.*

The memorial was referred to the committees on banks and incorporations and public health, jointly.

By Mr. Hinchman : Resolutions of the State Firemen's Association relative to the protection of guests at hotels from danger by fire.

Mr. Hinchman moved that the resolution be printed in the journal ;

Which motion prevailed.

The following are the resolutions :

To the Honorable Senate of Michigan :

As an expression of the sense of the State Fire Association, I am instructed to transmit the following resolutions, adopted by the State Firemen's Association :

Whereas, This association note the introduction of a bill in the State Senate, relating to the protection of guests from fire, in hotels and other buildings similarly occupied ;

Whereas, We have carefully considered the same, making some amendments, and that it now meets our unanimous approval ; therefore, be it

Resolved, That the passage of a law of this nature, is an imperative necessity.

Resolved, That we do unanimously commend to the Legislature, the Senate

substitute for House bill No. 91, as we have amended it, and earnestly urge upon them the importance of its early passage.

The foregoing were unanimously adopted.

(Signed,)

S. D. POND,

Recording Secretary Mich. State Firemen's Association.

The resolutions were referred to the committees on banks and incorporations and public health, jointly.

REPORTS OF STANDING COMMITTEES.

By the committees on religious and benevolent societies and appropriations and finance, jointly:

The two following reports were submitted:

The undersigned, three members of the committee on religious and benevolent societies, and one member of the committee on appropriations and finance, to which committees were jointly referred

House bill No. 335 (printed No. 293), entitled

A bill to provide a site, system of government, and plans for the erection of a State house of refuge, for exposed or friendless and helpless girls between the ages of 10 and 15 years;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. C. EDSSELL, *Chairman.*

F. S. FREEMAN,

T. H. HINCHMAN,

Of Committee on Religious and Benevolent Societies.

F. H. RANKIN,

Of Committee on Appropriations and Finance.

By a majority of the committee on appropriations and finance:

The undersigned, a majority of the committee on appropriation and finance, respectfully report that the joint committees on religious and benevolent societies and appropriations and finance, to whom was referred

House bill No. 335 (printed No. 293), entitled

A bill to provide a site, system of government, and plans for the erection of a State house of refuge, for exposed or friendless and helpless girls between the ages of 10 and 15 years,

Have had the same under consideration, and that they have been unable to agree upon a report, a majority of the committee on appropriations and finance being of the opinion that it is unwise, in view of the large appropriations made for various purposes during the present session of the Legislature, to provide for the establishment of any new institutions, at this time at least, and they therefore recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS,

WM. CHAMBERLAIN,

J. C. WATERBURY,

M. SHOEMAKER,

Majority of the Committee on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 247 (printed No. 349), entitled

A bill to reduce the toll on the Bay City, Vassar, and Watrousville Plank Road;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hinchman,

The bill was laid on the table.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 16 (printed No. 107), entitled

A bill to incorporate the public schools of the township of Long Rapids;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 6 (printed No. 105), entitled

A bill to incorporate the public schools of the township of Wilson,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 114, entitled

A bill making appropriations for building additions, repairs and improvements to the State prison at Jackson,

And to inform the Senate that the House has amended the same as follows:

1st. Amend section 1, lines 1 and 2, by striking out the words "nineteen thousand nine hundred and sixty-five," and inserting in lieu thereof the words "twenty-nine thousand;"

2d. Amend section 1, by inserting after line 8, the words "six thousand dollars for extending engine building, for storage room, State shops and bath-rooms. Three thousand and thirty-five dollars for building double or second gate, at the wagon entrance to prison yard;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Wm. Cook,

The bill was referred to the committees on State prison and appropriations and finance, jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 475, entitled

A bill to provide for the stereotyping or electrotyping of certain books published by authority of the State,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committees on printing and appropriations and finance, jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 102, entitled

A bill to change the name of John William Hale to John William Northwood;

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,
DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 195, entitled

A bill making appropriation for the board of fish commissioners for the year 1877 and the year 1878,

And to inform the Senate that the House has amended the same as follows:

Amend section 1 by adding to the same the following words: "Provided that not more than two hundred dollars per annum be applied for the use of water in the city of Detroit."

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,
DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Read,
Baxter,	Jenney,	Osborn,	Redfield,
Breitung,	McElroy,	Packard,	Taylor,
Burleigh,	Morgan,	Perrin,	Waterbury,
Foote,			

17

NAYS.

Mr. Wm. Cook, Mr. Markey, Mr. Rankin, Mr. Shoemaker, 4

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Foote moved that the Governor be respectfully requested to return to the Senate

Senate bill No. 144, entitled

A bill to amend section 15 of chapter 230 of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace:

Which motion prevailed.

Mr. Burleigh moved to take from the table

A bill to prevent bribery in elections;

Which motion prevailed.

Mr. Burleigh moved that the further consideration of the bill be indefinitely postponed.

Mr. Redfield called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Baxter, Burleigh, Wm. Cook, Edsell,	Mr. Foote, Freeman, Jenney, Markey,	Mr. Morgan, Newcomb, Packard, Tyler,	Mr. Waterbury, Wilcox, Williams,	15
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NAYS.

Mr. Adair, Andrus, Breitung, Chamberlain,	Mr. Hinchman, McElroy, Osborn,	Mr. Perrin, Rankin, Read,	Mr. Redfield, Shoemaker, Taylor,	13
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THIRD READING OF BILLS.

House bill No. 116 (printed No. 289), entitled

A bill to authorize the formation of corporations for the prevention of cruelty to animals and fowls ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair, Baxter, Breitung, Burleigh, Wm. Cook, Edsell,	Mr. Foote, Hinchman, Jenney, Markey, McElroy, Morgan,	Mr. Newcomb, Osborn, Packard, Rankin, Read, Redfield,	Mr. Shoemaker, Taylor, Tyler, Waterbury, Williams,	23
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NAYS.

Mr. Chamberlain,	1
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Mr. Baxter moved that the bill be ordered to take immediate effect ;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

House bill No. 176 (printed No. 94), entitled

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair, Baxter, Breitung, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Foote, Freeman, Hinchman, Jenney, Markey,	Mr. McElroy, Newcomb, Osborn, Packard, Rankin, Read,	Mr. Redfield, Shoemaker, Taylor, Tyler, Waterbury,	23
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NAYS.

Mr. Morgan,	1
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Title agreed to.

On motion of Mr. Osborn,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 472 (printed No. 322), entitled

A bill relative to insane convicts in the State Prison ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Osborn,	Mr. Shoemaker,
Baxter,	Hinchman,	Packard,	Taylor,
Breitung,	Jenney,	Rankin,	Tyler,
Burleigh,	McElroy,	Read,	Williams,
Chamberlain,	Newcomb,	Redfield,	19

NAYS.

Mr. Andrus,	Mr. Foote,	Mr. Markey,	Mr. Waterbury,
Edsell,	Freeman,	Morgan,	7

The question being on agreeing to the title,

Mr. Packard moved to amend the title as follows :

By adding thereto the words "and other penal institutions ;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Wm. Cook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 209 (printed No. 283), entitled

A bill to detach the county of Cheboygan from the eleventh judicial circuit, and to attach the same to the thirteenth judicial circuit ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Redfield,
Andrus,	Foote,	Newcomb,	Shoemaker,
Baxter,	Freeman,	Osborn,	Taylor,
Breitung,	Hinchman,	Packard,	Tyler,
Burleigh,	Jenney,	Perrin,	Waterbury,
Chamberlain,	Markey,	Rankin,	Williams,
Wm. Cook,	McElroy,	Read,	27

NAYS.

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Title agreed to.

On motion of Mr. Williams,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 565 (printed No. 303), entitled

A bill to amend section 3 of chapter 205 of the compiled laws of 1871, entitled "Proceedings by and against corporations in courts of law," being compiler's section 6544,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Redfield,
Andrus,	Freeman,	Osborn,	Shoemaker,

Mr. Baxter, Breitung, Burleigh, Wm. Cook, Edsell,	Mr. Hinchman, Jenney, McElroy, Morgan,	Mr. Packard, Perrin, Rankin, Read,	Mr. Taylor, Tyler, Waterbury, Williams,	25
NAYS.				

Mr. Chamberlain, Mr. Markey,	2
Title agreed to.	

House bill No. 206 (printed No. 298), entitled

A bill to amend sections 13, 15, 16, 21, 32, and 33 of chapter 189 of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, 5990, 6001, and 6002, relative to drawing of jurors,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Foote, Freeman, Hinchman, Jenney, Markey, McElroy,	Mr. Morgan, Newcomb, Osborn, Packard, Perrin, Rankin, Read,	Mr. Redfield, Shoemaker, Taylor, Tyler, Waterbury, Williams,	27
NAYS.				
0				

Title agreed to.

House bill No. 187 (printed No. 281), entitled

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing, and other lawful sporting purposes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Foote, Freeman, Hinchman, Jenney, Markey, McElroy,	Mr. Morgan, Newcomb, Osborn, Packard, Rankin, Read,	Mr. Redfield, Shoemaker, Taylor, Tyler, Waterbury, Williams,	26
NAYS.				
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Title agreed to.

On motion of Mr. Burleigh,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Chamberlain,

The Senate adjourned.

Lansing, Friday, May 11, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called: a quorum present.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor under the rules:

A bill to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25, 1861, approved March 2, 1865;

Also,

A bill to amend section 1 of act No. 84 of the session laws of 1851, approved April 4th, 1851, entitled "An act to establish the township line between the townships of Clinton and Harrison, in the county of Macomb;"

Also,

A bill to protect travel on the public highways.

PRESENTATION OF PETITIONS.

By Mr. Nelson: Remonstrance of E. Eldred & Co., A. V. Mann & Co., Stephen Moore, W. L. Gerish, and 70 others, lumbermen upon the Muskegon river, against the passage of House bill No. 260, entitled "A bill to establish a lien upon logs and timber;"

Referred to the committee on lumber interests.

REPORTS OF STANDING COMMITTEES.

By the committees on Asylum for the Deaf, Dumb, and the Blind, and appropriations and finance, jointly:

The committees on Asylum for the Deaf, Dumb, and the Blind, and appropriations and finance, jointly, to whom was referred

A bill to establish a separate institution for the blind, and make appropriation therefor,

Beg leave to report that they have had the same under consideration, and that they are unable to agree, and have instructed their chairman to report the same back to the Senate without amendment, and with the statement that five members of said joint committee recommend its passage and three recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

WM. O. PACKARD,

Chairman of Com. on Deaf, Dumb, and Blind, for the majority.

W. P. ANDRUS,

Chairman of Com. on Appropriations and Finance, for the minority.

Report accepted and committee discharged.

On motion of Mr. Packard,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committees on appropriations and finance and State Normal School, jointly:

The committees on appropriations and finance and State Normal School, jointly, to whom was referred

House bill No. 56 (printed No. 63), entitled

A bill making an appropriation for the erection of an addition to the Normal School building,

Respectfully report that they have been unable to agree ;

A majority of said joint committees report the same back to the Senate with the recommendation that it do not pass.

Signed,

W. P. ANDRUS,
WM. CHAMBERLAIN,
J. C. WATERBURY,
M. SHOEMAKER,

Majority of said joint committee.

The minority of said committee respectfully report the same back to the Senate without amendment, and with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB,
H. J. REDFIELD,
F. H. RANKIN,

Minority of said joint committee.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on appropriations and finance :

The committee on appropriations and finance, to whom was referred

House bill No. 135 (printed No. 87), entitled

A bill to amend section 4 of chapter 21 of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Andrus,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on appropriations and finance :

The committee on appropriations and finance, to whom was referred

House bill No. 433 (printed 276), entitled

A bill to provide for compensating any person or persons who may hereafter suffer false imprisonment in the State Prison,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Andrus,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools :

The committee on education and public schools, to whom was referred House bill No. 6 (printed No. 105), entitled

A bill to incorporate the public schools in the township of Wilson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on asylums for the insane and appropriations and finance, jointly :

The committees on asylums for the insane and appropriations and finance, jointly, to whom was referred

House bill No. 297 (printed No. 285), entitled

A bill making appropriations for the maintenance of patients at the Michigan asylum for the insane, and for certain repairs, renewals and additions ;

Respectfully report that they have had the same under consideration, and have directed their chairmen to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB,

Chairman Committee on Asylums for the Insane.

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Chamberlain,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State Prison :

The committee on State Prison, to whom was referred

House bill No. 470 (printed No. 321), entitled

A bill relative to the escape and reclaiming of persons committed to the State prison for terms less than life,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 of chapter 177, relative to judges of probate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 382 (printed No. 304), entitled

A bill to amend an act entitled "An act to confirm deeds and instruments intended for the conveyance of real estate in certain cases," approved February 2, 1861, by adding a new section thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended be placed on the general order, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 110 (printed No. 54), entitled

A bill to amend section 9 of act No. 152 of the session laws of 1875, approved April 29, 1875, being an act to amend section 9 of chapter 130 of the revised statutes of 1846, being compiler's section 6920 of the compiled laws of 1871, relative to foreclosure by advertisement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that it do not pass, for the reason that a law upon the same subject has already been passed at this session of the Legislature, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was laid on the table.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 350 (printed No. 305), entitled

A bill to amend section 6 of chapter 194, being compiler's section 6151, of the compiled laws of 1871, relative to provisions concerning actions and proceedings in certain cases,"

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary to whom was referred

House bill No. 558 (printed No. 255), entitled

A bill to amend section 5 of chapter 234, being compiler's section 7270 of the compiled laws of 1871, relative to the duties and obligations of assignees of insolvent debtors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The bill was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 10, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 116, entitled

A bill to authorize the incorporation of co-operative savings associations;

And to inform the Senate that the House have amended the same as follows:

1st. Amend section 4, line 2} by striking out the following words: "for the purpose of loaning or investing the moneys borrowed or deposited;"

2d. Amend section 6, line 3, by inserting after the word "number" the words "not less than fifteen;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Shoemaker moved that the Senate concur in the amendments made to the bill by the House.

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,
Andrus,	Foote,	Nelson,	Redfield,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Markey,	Packard,	Tyler,
Chamberlain,	McElroy,	Rankin,	Williams,
Wm. Cook,	Morgan,		

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On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Jenney moved to take from the table the following :

Senate bill No. 220, entitled

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters in certain cases, and to amend compiler's section 59 of the compiled laws of 1871 relating to holding general and special elections ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Jenney, a majority of the Senators consenting thereto, moved to amend the bill by adding thereto a new section to stand as section 5, and to read as follows :

Sec. 5. On said trial it shall be the duty of the judge presiding thereat, and of no other person, to remove from all ballots the slips of paper concealing the said endorsements, until all ballots are found having thereon the numbers agreeing with the numbers against the names of such persons, on the poll lists, as have been proved unqualified voters, as aforesaid ; and immediately thereafter to replace slips of paper upon all other ballots from which he has taken the same, in the same manner as is provided in section three of this act for the inspectors of election ;

Which was agreed to.

Mr. Jenney, a majority of the Senators consenting thereto, moved to further amend the bill by inserting before the word " provided " in line 1 of section 3 the word " hereinafter ; " also by striking out in same line the words " in section four of this act ; " also by striking out in line 3 of same section the word " paper," and inserting in lieu thereof the words " blank paper of the same color and appearance, as near as may be, as the paper of the ballot ; "

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Morse,	Mr. Perrin,	
Baxter,	Freeman,	Nelson,	Rankin,	
Breitung,	Jenney,	Newcomb,	Read,	
Burleigh,	Markey,	Osborn,	Taylor,	
Chamberlain,	McElroy,	Packard,	Williams,	
Wm. Cook,	Morgan,			22

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Mr. Adair,	Mr. Hinchman,	Mr. Redfield,	3
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The question being on agreeing to the title,

Mr. Jenney moved to amend the title so as to read as follows :

A bill further to preserve the purity of elections and guard against abuses of

the elective franchise, by providing for the identification of the ballots of unqualified voters, in cases of contested elections;

Which motion prevailed.

The title as amended was then agreed to.

Mr. Packard moved to take from the table the following:

House bill No. 360 (printed No. 246), entitled

A bill to amend section 76 of chapter 12, of the compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Rankin,	
Andrus,	Wm. Cook,	Morgan,	Read,	
Baxter,	Edsell,	Nelson,	Taylor,	
Breitung,	Foote,	Newcomb,	Tyler,	
Burleigh,	Jenney,	Packard,	Williams,	20

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Mr. Freeman,	Mr. Morse,	Mr. Osborn,	Mr. Redfield,	
McElroy,				5

Title agreed to.

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order,

Mr. Jenney in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill: Senate substitute for House bill No. 87 (printed No. 81), entitled

A bill to amend sections one, three and five of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer, to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add one new section thereto, to stand as section six;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made by the committee to the bill.

On motion of Mr. Perriu,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Nelson,	Mr. Read,
Baxter,	Freeman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Packard,	Taylor,
Chamberlain,	Markey,	Perrin,	Tyler,
Wm. Cook,	McElroy,	Rankin,	Williams,
Edsell,	Morgan,		

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NAYS.

Pending the announcement of the vote,
 Mr. Taylor moved that Mr. Redfield be excused from voting;
 Which motion prevailed.
 Title agreed to.
 On motion of Mr. Burleigh,
 By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.
 On motion of Mr. Tyler,
 The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.
 Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on supplies and miscellaneous expenses of the Senate:
 The committee on supplies and miscellaneous expenses of the Senate, report the following bill:

Davis & Larned \$14 21

For labor done and material furnished under direction of the Secretary and Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend its allowance, and ask to be discharged from the further consideration of the subject.

C. McELROY, *Chairman*.

Mr. McElroy moved that the report of the committee be adopted, and the Secretary directed to issue a certificate for the payment of the bill named.
 Which motion prevailed..

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 11, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House relative to
 Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia,

Attached to which are certain House amendments in which the Senate refuses to concur, and concerning which the Senate asks a committee of conference,

Now to inform the Senate that the House accedes to the request for such committee of conference, and that Messrs. Conely, Allman, and North have been appointed such committee on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 11, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 164 (printed No. 260), entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled “The support of poor persons by their relatives,” by adding seven sections thereto, to stand as sections 16 to 23 inclusive,

Which the Senate amended by striking off the “proviso” at the end of section 23, and now to inform the Senate that in said amendment the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate adhere to the amendments made to the bill by the Senate;

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 11, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, and section 10 of article 4 of act No. 198 of the session laws of 1873, entitled “An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State,” approved May 1, 1873;

Attached to which were certain House amendments in which the Senate refused to concur, and concerning which disagreement a joint committee of conference was ordered, which committee of conference recommend as follows:

1st, That the House recede from the amendment to 7th subdivision of section 9, article 2, and that said subdivision be amended by striking out the proviso to said clause, and inserting in lieu thereof the following proviso:

Provided, That in transporting freight by the car loaded by the shipper, and unloaded by the consignee, no railroad company shall charge for transporting each of such cars more than eight dollars for any distance not exceeding ten miles, nor more than fifty cents per mile for the second ten miles, nor more than twenty-five cents per mile for the third ten miles; and for distances exceeding thirty miles, in no case shall the rate between any two points on the said railroad exceed the minimum rate on the entire line. This provision shall

not apply to the Upper Peninsula nor to any company operating less than fifteen miles of railroad.

2d, That the Senate concur in the amendment made by the House to the 9th subdivision of article 9, Sec. 2.

And now to inform the Senate that in said recommendations the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Baxter offered the following concurrent resolution :

Whereas, The Detroit river forms an obstruction to railway commerce between the East and the West,

And whereas, The government of the United States, through a commission, appointed for the purpose, have decided adversely, to the construction of a bridge across said Detroit river, for railroad accommodations ;

And whereas, Said river forms the national boundary between the United States and the Dominion of Canada ;

And whereas, The construction of a tunnel under said Detroit River is imperatively demanded to overcome the obstruction caused by said river ;

And whereas, Said route is of national importance and connecting the Atlantic and Pacific seaboards ; therefore

Resolved (the House of Representatives concurring), That the Senators and Representatives of the State of Michigan be and they are hereby requested to use their best endeavors to procure from the Congress of the United States an appropriation of lands or money to aid in the construction of a tunnel at or near Detroit, Michigan, for the passage of freight and passengers, by a tunnel and transit company to be formed for that purpose.

Resolved, That his Excellency, the Governor, be requested to transmit copies of the foregoing preamble and resolution to each of our Senators and Representatives in Congress ;

Which was adopted.

Mr. Newcomb moved to take from the table the following :

House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Perrin, a majority of the Senators consenting thereto, moved to amend the bill by adding to recited section 192 the following proviso: "*Provided*, That no bonds shall be issued and no taxes levied for the construction of such ditches, drains, or sewers, or any part thereof, until the question of issuing such bonds or levying such taxes shall first be submitted to the electors of said city, and be approved by a majority thereof, and the common council is hereby authorized to so submit such question at any annual city election."

Which was not agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Read,
Baxter,	Foote,	Newcomb,	Redfield,
Breitung,	Hinchman,	Osborn,	Taylor,
Burleigh,	Morgan,	Packard,	Waterbury
Wm. Cook,			

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NAYS.

Mr. Andrus,	Mr. Markey,	Mr. Perrin,	Mr. Tyler,
Chamberlain,	McElroy,	Rankin,	Williams,
Jenney,	Morse,	Shoemaker,	

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GENERAL ORDER.

On motion of Mr. Morse,

The Senate went into committee of the whole on the general order,

Mr. McElroy in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bill: House bill No. 56 (printed No. 63), entitled

A bill making an appropriation for the erection of an addition to the Normal School building,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

C. McELROY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morgan,	Mr. Rankin,
Baxter,	Hinchman,	Nelson,	Read,
Breitung,	Jenney,	Newcomb,	Redfield,
Burleigh,	Markey,	Osborn,	Taylor,
Wm. Cook,	McElroy,	Packard,	Williams,
Edsell,			

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NAYS.

Mr. Andrus,	Mr. Foote,	Mr. Perrin,	Mr. Tyler,
Chamberlain,	Morse,	Shoemaker,	Waterbury,

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Title agreed to.

On motion of Mr. Williams,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Newcomb,

The Senate adjourned.

Lansing, Saturday, May 12, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called: a quorum present.

Mr. Osborn asked and obtained leave of absence for himself indefinitely after to-day.

REPORTS OF STANDING COMMITTEES.

By the committee on State Capitol and public buildings:

The committee on State Capitol and public buildings, to whom was referred House bill No. 561 (printed No. 292), entitled

A bill granting certain police powers to persons having in their care State property;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. E. MORGAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on public health and banks and incorporations, jointly:

The committees on public health and banks and incorporations, jointly, to whom was referred

Senate substitute for House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels, boarding and lodging houses from danger by fire,

Respectfully report that they have had the same under consideration, and have not been able to agree; that there is the same diversity of opinion in your committee that has been developed in the Senate. Had your committee been favored with the presence of the chairman of the committee on public lands there is no doubt but we should have seen the uplifted ax, and heard again the music that has so often saluted our ears, "strike 'er all out." But upon reflection a part of your committee have taken the responsibility of reporting a short substitute back to the Senate, and recommend that said substitute do pass, and ask to be discharged from the further consideration of the subject.

R. H. OSBORN,

Chairman of Committee on Public Health.

W. C. EDELL,

Chairman of Committee on Banks and Incorporations.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

11-10-11

House bill No. 537 (printed No. 367), entitled

A bill to amend section two of an act entitled "An act to provide for the recording of town plats and for vacating the same in certain cases," approved April 19th, 1839, being section two of chapter thirty-two, and compiler's section thirteen hundred and forty-five, of the compiled laws of 1871;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on printing:

The committee on printing, to whom was referred

House bill No. 507 (printed No. 261), entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

F. H. RANKIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved February 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869;

Also,

A bill to amend section 1 of an act entitled "An act to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette Harbor, on Lake Superior," approved March 21, 1873, as amended by an act approved March 24, 1874, and also by an act approved April 15, 1875;

Also,

A bill to amend section 4 of an act entitled "An act to incorporate the public schools of the city of Battle Creek," approved March 17, 1871, being act No. 490 of the session laws of 1871, and to add thereto three new sections to stand as sections 10, 11, and 12,

Also,

A bill to amend section 50 of an act to revise and consolidate the laws relative to the State Prison, being act No. 213 of the session laws of 1875, approved May 3d, 1875,

Also,

A bill to amend sections 7 and 104 of act No. 365, of the session laws of 1865, approved March 21, 1865, as amended by act No. 348 of the session laws of 1867, approved March 16, 1867, as amended by act No. 388 of the session laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123.

Also,

A bill to amend section 1 of act No. 27 of the session laws of 1873, entitled "An act to provide for the approval of the official bonds of county officers by the board of supervisors ;"

Also,

A bill to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute," approved March 21, 1837, being act number 105,

Also,

A bill to amend act No. 152 of the session laws of 1875, approved April 29, 1875, and also to amend sections 10, 11, and 12 of chapter 218, being sections 6921, 6922, and 6923 of the compiled laws of 1871, relative to foreclosure by advertisement ;

Also,

A bill to amend section 8 of act No. 345 of the session laws of 1869, approved March 24, 1869, entitled "An act to incorporate the village of Rochester ;"

Also,

Joint resolution to amend section 12 of Article VI. of the Constitution of the State of Michigan, relative to appointment of Clerk of the Supreme Court ;

Also,

Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employes of the Michigan State Centennial Board of Managers ;

Also,

A bill to repeal an act to establish uniformity of text books in the public schools of Berrien county, being act No. 375 of the session laws of 1873, approved April 19, 1873 .

Also,

A bill to legalize the action of the Board of Supervisors of Kalkaska county, in erecting the township of Grayling ;

Also,

A bill to change the name of John William Hale to John William Northwood ;

Also,

A bill to amend sections 4822 and 4830 of the compiled laws, being sections 13 and 21 of chapter 172, relative to guardians and wards ;

Also,

A bill to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1872, 1873, 1874, 1875, and 1877, and at stated periods thereafter ;

Also,

A bill to amend section 4582 of the compiled laws, being section 38 of chapter 163, relative to sales by executors ;

Also,

A bill for the punishment of criminal offenses committed by convicts,

Also,

A bill making an appropriation for furnishing the new State capitol;

Also,

A bill to provide for an assistant to the State Librarian, and for the expense of the removal of the State Library to the rooms designed therefor in the new Capitol,

Also,

A bill to amend section 15 of chapter 181 of the compiled laws of 1871, being compiler's section 5674, relating to courts, and the powers and duties of certain judicial officers;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

By the committees on State Prison and appropriations and finance, jointly:

The committee on State Prison and appropriations and finance, jointly, to whom was referred

Senate bill No. 114, entitled

A bill making appropriations for building additions, repairs and improvements to the State Prison at Jackson;

Which the House amended by striking out of lines 1 and 2, section 1, the words "nineteen thousand nine hundred and sixty-five," and inserting the words "twenty-nine thousand;" and inserting after line 8, section 1, as follows: "six thousand dollars for extending engine building, for storage room, State shops, and bath rooms, and three thousand and thirty-five dollars for building double or second gate at the wagon entrance to prison yard,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments to the House amendments, recommending that the amendments to the House amendments be concurred in, and that the House amendments when so amended be concurred in, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK,

Chairman Committee on State Prison.

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

Report accepted and committee discharged.

Mr. Adair moved that the Senate concur in the amendments made by the committee to the House amendments to the bill;

Which motion did not prevail.

On motion of Mr. Wm. Cook,

The bill was recommitted to the committees on State Prison and appropriations and finance, jointly.

By the committees on Agricultural College and finance and appropriations, jointly:

The committees on Agricultural College and appropriations and finance, jointly, to whom was referred

A bill for the erection of a hall for young women at the State Agricultural College,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be printed and placed on the general order, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

W. P. ANDRUS,

Chairman of Com. on Appropriations and Finance.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By unanimous consent, Mr. Jenney presented resolutions adopted by the State board of agriculture, relative to the admission of women to the agricultural college, and moved that they be printed in the journal.

Which motion prevailed.

The following are the resolutions:

The following resolutions were passed by the State Board of Agriculture at a meeting held January 30, 1877.

Resolved, That in the opinion of this Board the State Agricultural College of Michigan should be opened to the introduction of female students when suitable accommodations can be furnished.

Resolved, That we call the attention of the committees of the Senate and House of Representatives on the Agricultural College to the fact that frequent applications are received from young women for whom, under the present arrangements, there are no accommodations.

R. G. BAIRD,

Secretary State Board of Agriculture.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, May 10, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend an act to amend an act amendatory of the several acts relating to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute, approved February 25, 1861, approved March 2, 1865;

An act relating to the punishment of bank, safe, and vault robbery;

An act providing for the transfer of unexpended balances of appropriations.

CHARLES M. CROSWELL.

The message was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE,
Lansing, May 11, 1877. }

To the President of the Senate:

I am directed by the Governor, as requested by a vote of the Senate, to return to the Senate

Senate bill No. 144, entitled

A bill to amend section 15 of chapter 230 of the compiled laws of 1871, the

same being compiler's section 5539, relative to criminal proceedings before justices of the peace.

Very respectfully,
GEO. H. HOPKINS,
Private Secretary.

On motion of Mr. Read,
The bill was laid on the table.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 11, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to respectfully request the Senate to return to the House the following bill:

Senate bill No. 144, entitled

A bill to amend section 15 of chapter 230 of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace.

Very respectfully,
DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Packard moved to take from the table the above named bill;

Which motion prevailed.

On motion of Mr. Packard,

The Secretary was instructed to return the bill to the House according to their request for the same.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 11, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 49, entitled

A bill to amend section 2 of chapter 215 of the compiled laws of 1871, the same being compiler's section 6790, relative to the lien of mechanics and others; And to inform the Senate that the House has amended the same as follows:

1. Amend section 2, lines 16 and 17, by striking out the words "county where such premises are situated;"

2. Amend section 2, line 25, by striking out the words "except costs;"

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,
DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

On motion of Mr. Williams,
The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 11, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 175 (printed No. 331), entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise on any lands or premises of another in any county south of the base line in the State of Michigan, without the consent of the owner or lessee of such lands or premises,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 11, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 592 (printed No. 342), entitled

A bill to appropriate three sections of swamp land to aid in the construction and drainage of the Capac and Clyde State road extension,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 12, 1877.

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind for the years 1877 and 1878, and to repeal section 1895 of the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857;

Attached to which was a House amendment non-concurred in by the Senate, but further amended by the Senate so as to read as follows:

“Sec. 12 of ‘An act to establish an asylum for the deaf, dumb, and the blind, and also an asylum for the insane of the State of Michigan,’ approved April 3, 1848, being section 1895 of the compiled laws of 1871, and so much of section 3 of act No. 102 of the session laws of 1857, approved February 12, 1857, as relates to the appointment of a commissioner and the payment of his salary, be and the same are hereby repealed;”

And now to inform the Senate that in said amendment the House refuses to concur.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Packard moved that the Senate insist upon the amendment made by the Senate to the House amendment to the bill ;

Which motion prevailed.

Mr. Packard moved that the President appoint a committee of three to confer with a like committee on the part of the House relative to the disagreement between the two houses concerning the Senate amendment to the House amendment to the bill ;

Which motion prevailed.

The President announced as such committee, Senators Packard, Foote, and Edsell.

MOTIONS AND RESOLUTIONS.

Mr. Tyler moved that the committee on the judiciary be discharged from the further consideration of

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the Judicial Circuits of this State.

Mr. Tyler called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Rankin,	Mr. Taylor,	
Breitung,	Jenney,	Read,	Tyler,	
Wm. Cook,	Morse,	Shoemaker,	Williams,	12

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Perrin,	
Baxter,	McElroy,	Nelson,	Redfield,	8

By the committee on the judiciary :

The committee on the judiciary to whom was referred

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the Judicial Circuits of this State,

Having been discharged from the further consideration of the same, respectfully report the same back to the Senate.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Tyler,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Read moved that the President be requested to fill the vacancy in the judiciary committee occasioned by the resignation of Senator Burch ;

Which motion prevailed.

The President announced as such member of the judiciary committee, Senator Burleigh.

Mr. Williams offered the following resolution :

Resolved, That the whole subject of amending or revising the tax laws of the State be referred to a special committee of three, to be appointed by the President, to report as soon as practicable, recommending what action should be taken at the present session to relieve the State from the burdensome operation of the present laws, and what policy would be wise, legal and best to adopt to secure all needful amendments or revisions of the existing laws affecting taxation before another general tax is levied ;

Which was adopted.

House bill No. 175 (printed No. 331), entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise on any lands or premises of another in any county south of the base line in the State of Michigan, without the consent of the owner or lessee of such lands or premises,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 11, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 592 (printed No. 342), entitled

A bill to appropriate three sections of swamp land to aid in the construction and drainage of the Capac and Clyde State road extension,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 12, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind for the years 1877 and 1878, and to repeal section 1895 of the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857;

Attached to which was a House amendment non-concurred in by the Senate, but further amended by the Senate so as to read as follows:

“Sec. 12 of ‘An act to establish an asylum for the deaf, dumb, and the blind, and also an asylum for the insane of the State of Michigan,’ approved April 3, 1848, being section 1895 of the compiled laws of 1871, and so much of section 3 of act No. 102 of the session laws of 1857, approved February 12, 1857, as relates to the appointment of a commissioner and the payment of his salary, be and the same are hereby repealed;”

And now to inform the Senate that in said amendment the House refuses to concur.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Packard moved that the Senate insist upon the amendment made by the Senate to the House amendment to the bill ;

Which motion prevailed.

Mr. Packard moved that the President appoint a committee of three to confer with a like committee on the part of the House relative to the disagreement between the two houses concerning the Senate amendment to the House amendment to the bill ;

Which motion prevailed.

The President announced as such committee, Senators Packard, Foote, and Edsell.

MOTIONS AND RESOLUTIONS.

Mr. Tyler moved that the committee on the judiciary be discharged from the further consideration of

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the Judicial Circuits of this State.

Mr. Tyler called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Rankin,	Mr. Taylor,	
Breitung,	Jenney,	Read,	Tyler,	
Wm. Cook,	Morse,	Shoemaker,	Williams,	12

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Perrin,	
Baxter,	McElroy,	Nelson,	Redfield,	8

By the committee on the judiciary :

The committee on the judiciary to whom was referred

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the Judicial Circuits of this State,

Having been discharged from the further consideration of the same, respectfully report the same back to the Senate.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Tyler,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Read moved that the President be requested to fill the vacancy in the judiciary committee occasioned by the resignation of Senator Burch ;

Which motion prevailed.

The President announced as such member of the judiciary committee, Senator Burleigh.

Mr. Williams offered the following resolution :

Resolved, That the whole subject of amending or revising the tax laws of the State be referred to a special committee of three, to be appointed by the President, to report as soon as practicable, recommending what action should be taken at the present session to relieve the State from the burdensome operation of the present laws, and what policy would be wise, legal and best to adopt to secure all needful amendments or revisions of the existing laws affecting taxation before another general tax is levied ;

Which was adopted.

GENERAL ORDER.

On motion of Mr. Redfield,

The Senate went into committee of the whole on the general order,
Mr. Redfield in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bill:

House bill No. 114 (printed No. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein:

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

H. J. REDFIELD, *Chairman*.

Mr. Baxter moved that the bill be placed on its immediate passage.

Mr. Burleigh moved that the motion be laid on the table.

Which motion prevailed.

On motion of Mr. Burleigh,

The bill was laid on the table.

The President named as the special committee which he was authorized by resolution to appoint to take into consideration the revision of the tax laws, Senators Williams, Andrus and Shoemaker.

Mr. Rankin asked and obtained leave of absence for himself until Monday afternoon.

Mr. McElroy asked and obtained leave of absence for himself until Monday afternoon.

Mr. Jenney asked and obtained leave of absence for himself until Monday evening.

Mr. Perrin asked and obtained leave of absence for Mr. Newcomb until Monday evening.

On motion of Mr. Tyler,

The Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.

Roll called: a quorum present.

Mr. Freeman asked and obtained leave of absence for Mr. Morgan until Monday afternoon.

Mr. Adair asked and obtained leave of absence for Mr. Wm. Cook until Monday afternoon.

Mr. Breitung asked and obtained leave of absence for Mr. Markey until Monday afternoon.

Mr. Osborn asked and obtained leave of absence for Mr. Hinchman until Monday afternoon.

REPORTS OF STANDING COMMITTEES.

By the committees on Asylums for the Insane and appropriations and finance, jointly:

The committees on Asylums for the Insane and appropriations and finance, jointly, to whom was referred

House bill No. 296 (printed No. 284), entitled

A bill making appropriations for the finishing and furnishing the eastern asylum for the insane and for making appropriation for current expenses for the year 1878,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. CHAMBERLAIN,

Acting Chairman Committee on Asylums for Insane.

W. P. ANDRUS,

Chairman Com. on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,
Lansing, May 11, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend section 6 of an act entitled "An act to incorporate the Michigan and Huron Institute," approved March 21, 1837, being act No. 105;

An act to revise the laws providing for the incorporation of companies for mining, smelting or manufacturing iron, copper, silver, mineral coal, and other ores or minerals, and to fix the duties and liabilities of such corporations;

An act to amend section 1 of act No. 27 of the session laws of 1873, entitled "An act to provide for the approval of the official bonds of county officers by the board of supervisors."

CHARLES M. CROSWELL.

The message was laid on the table.

GENERAL ORDER.

On motion of Mr. Adair,

The Senate went into committee of the whole on the general order,

Mr. Freeman in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 135 (printed No. 87), entitled

A bill to amend section 4 of chapter 21, of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property;

2. House bill No. 297 (printed No. 285), entitled

A bill making appropriations for the maintainance of patients at the Michigan asylum for the insane, and for certain repairs, renewals, and additions,

3. House bill No. 296 (printed No. 284), entitled

A bill making appropriations for the finishing and furnishing the Eastern Asylum for Insane, and for the maintenance of patients therein ;

4. House bill No. 382 (printed No. 304), entitled

A bill to amend an act entitled "An act to confirm deeds and instruments intended for the conveyance of real estate in certain cases," approved February 2, 1861, by adding a new section thereto ;

5. House bill No. 537 (printed No. 367), entitled

A bill to amend section 2 of an act entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839, being section 2 of chapter 32, and compiler's section 1345 of the compiled laws of 1871 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following :

6. House bill No. 470 (printed No. 321), entitled

A bill relative to the escape and reclaiming of persons committed to the State Prison for terms less than life ;

7. House bill No. 412 (printed No. 368), entitled

A bill to reorganize the judicial circuits of this State, and to create the 23d judicial circuit,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following :

8. House bill No. 507 (printed No. 261), entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873 ;

Have directed their chairman to report the same back to the Senate with the recommendation that it be referred to the committee on the judiciary.

The committee of the whole have also had under consideration the following :

9. House bill No. 433 (printed No. 276), entitled

A bill to provide for compensating any person or persons who may hereafter suffer false imprisonment in the State Prison ;

10. House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 of chapter 177, relative to judges of probate ;

11. House bill No. 350 (printed No. 305), entitled

A bill to amend section 6 of chapter 194, being compiler's section 6151, of the compiled laws of 1871, relative to provisions concerning actions and proceedings in certain cases ;

12. House bill No. 561 (printed No. 292), entitled

A bill granting certain police powers to persons having in their care State property,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following joint resolution :

Senate joint resolution No. 22, entitled

Joint resolution requiring the Fish Commissioner of this State to enforce the law, and perfect and submit to owners of dams plans for the construction of fish ladders on streams that are highways, or on any and all streams where required by law,

Have stricken out all after the resolving clause thereof, and ask the concurrence of the Senate in their action.

F. S. FREEMAN, *Chairman*.

Report accepted and committee discharged.

The first, second, third, fourth, and fifth named bills were placed on the order of third reading.

On motion of Mr. Perrin,

The Senate concurred in the amendments made by the committee to the sixth and seventh named bills, and the same were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the eighth named bill, and the same was referred to the committee on the judiciary.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the ninth, tenth, eleventh and twelfth named bills, and the resolving clause of the joint resolution.

On motion of Mr. Andrus,

The title and enacting clause of the four named bills, and the resolving clause of the joint resolution, were laid on the table.

By unanimous consent,

The Senate took up the order of

THIRD READING OF BILLS.

House bill No. 296 (printed No. 284), entitled

A bill making appropriations for the finishing and furnishing the Eastern asylum for insane, and for the maintenance of patients therein;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Nelson,	Mr. Redfield,
Andrus,	Edsell,	Osborn,	Shoemaker,
Baxter,	Foote,	Packard,	Taylor,
Breitung,	Freeman,	Perrin,	Waterbury,
Burleigh,	Morse,	Read,	Williams,
			20

NAYS.

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Title agreed to.

House bill No. 297 (printed No. 285), entitled

A bill making appropriations for the maintenance of patients at the Michigan Asylum for the insane, and for certain repairs, renewals, and additions;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Nelson,	Mr. Redfield,
Andrus,	Edsell,	Osborn,	Shoemaker,

3. House bill No. 296 (printed No. 284), entitled

A bill making appropriations for the finishing and furnishing the Eastern Asylum for Insane, and for the maintenance of patients therein ;

4. House bill No. 382 (printed No. 304), entitled

A bill to amend an act entitled "An act to confirm deeds and instruments intended for the conveyance of real estate in certain cases," approved February 2, 1861, by adding a new section thereto ;

5. House bill No. 537 (printed No. 367), entitled

A bill to amend section 2 of an act entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839, being section 2 of chapter 32, and compiler's section 1345 of the compiled laws of 1871 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following :

6. House bill No. 470 (printed No. 321), entitled

A bill relative to the escape and reclaiming of persons committed to the State Prison for terms less than life ;

7. House bill No. 412 (printed No. 368), entitled

A bill to reorganize the judicial circuits of this State, and to create the 23d judicial circuit,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following :

8. House bill No. 507 (printed No. 261), entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873 ;

Have directed their chairman to report the same back to the Senate with the recommendation that it be referred to the committee on the judiciary.

The committee of the whole have also had under consideration the following :

9. House bill No. 433 (printed No. 276), entitled

A bill to provide for compensating any person or persons who may hereafter suffer false imprisonment in the State Prison ;

10. House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 of chapter 177, relative to judges of probate ;

11. House bill No. 350 (printed No. 305), entitled

A bill to amend section 6 of chapter 194, being compiler's section 6151, of the compiled laws of 1871, relative to provisions concerning actions and proceedings in certain cases ;

12. House bill No. 561 (printed No. 292), entitled

A bill granting certain police powers to persons having in their care State property,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following joint resolution :

Senate joint resolution No. 22, entitled

Joint resolution requiring the Fish Commissioner of this State to enforce the law, and perfect and submit to owners of dams plans for the construction of fish ladders on streams that are highways, or on any and all streams where required by law,

Have stricken out all after the resolving clause thereof, and ask the concurrence of the Senate in their action.

F. S. FREEMAN, *Chairman*.

Report accepted and committee discharged.

The first, second, third, fourth, and fifth named bills were placed on the order of third reading.

On motion of Mr. Perrin,

The Senate concurred in the amendments made by the committee to the sixth and seventh named bills, and the same were placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the recommendation of the committee in regard to the eighth named bill, and the same was referred to the committee on the judiciary.

On motion of Mr. Baxter,

The Senate concurred in the action of the committee in striking out all after the enacting clause in the ninth, tenth, eleventh and twelfth named bills, and the resolving clause of the joint resolution.

On motion of Mr. Andrus,

The title and enacting clause of the four named bills, and the resolving clause of the joint resolution, were laid on the table.

By unanimous consent,

The Senate took up the order of

THIRD READING OF BILLS.

House bill No. 296 (printed No. 284), entitled

A bill making appropriations for the finishing and furnishing the Eastern asylum for insane, and for the maintenance of patients therein;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Nelson,	Mr. Redfield,
Andrus,	Edsell,	Osborn,	Shoemaker,
Baxter,	Foote,	Packard,	Taylor,
Breitung,	Freeman,	Perrin,	Waterbury,
Burleigh,	Morse,	Read,	Williams,

20
0

NAYS.

Title agreed to.

House bill No. 297 (printed No. 285), entitled

A bill making appropriations for the maintenance of patients at the Michigan Asylum for the insane, and for certain repairs, renewals, and additions;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Nelson,	Mr. Redfield,
Andrus,	Edsell,	Osborn,	Shoemaker,

2. Senate substitute for House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels, boarding and lodging-houses from danger by fire;

Have made sundry amendments thereto, and directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Taylor,

The Senate concurred in the amendments made by the committee to the two named bills, and the same were placed on the order of third reading.

On motion of Mr. Read,

The Senate adjourned.

Lansing, Tuesday, May 15, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called: a quorum present.

Absent without leave: Senators Chamberlain, McElroy, and Redfield.

Mr. Jenney asked and obtained leave of absence for Mr. McElroy for the forenoon.

Mr. Breitung asked and obtained leave of absence for Mr. Redfield for the day.

Mr. Read asked and obtained leave of absence for Mr. Chamberlain for the day.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 178, entitled

A bill making an appropriation for improvement of the grounds surrounding the new State Capitol, and furnishing the legislative halls, the State Library, and the Supreme Court room therein;

Senate bill No. 195, entitled

A bill making appropriation for the board of fish commissioners for the year 1877 and the year 1878,

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, and section 10 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

Senate bill No. 227, entitled.

A bill to authorize the board of supervisors of Jackson county to receive cer-

tain lands of the Jackson County Agricultural Society and others, in trust as a park or public grounds;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 175 (printed bill No. 331), entitled

A bill to prevent hunting for game with firearms, dogs, or otherwise on any lands or premises of another in any county south of the base line in the State of Michigan without the consent of the owner or lessee of such lands or premises;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, May 14, 1877. }

To the Senate:

On the 12th inst. I approved, signed, and have this day deposited in the office of the Secretary of State,

An act to reorganize the Board of Education of the city of Coldwater, and defining their powers and duties;

An act to amend section 50 of an act to revise and consolidate the laws relative to the State Prison, being act No. 213 of the session laws of 1875, approved May 3d, 1875;

An act to amend section 4 of an act entitled "An act to incorporate the public schools of the city of Battle Creek," approved March 17, 1871, being act No. 490 of the session laws for the year 1871, and to add thereto three new sections to stand as sections No. 10, 11, and 12;

An act to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1872, 1873, 1874, 1875, and 1877, and at stated periods thereafter;

An act to repeal an act to establish a uniformity of text books in the public schools of Berrien county, being act No. 375 of the session laws of 1873, approved April 19, 1873;

An act to provide for an assistant to the State librarian, and for the expense of the removal of the State library to the rooms designed therefor in the new capitol;

An act to amend sections 1, 2, 3, 4, 5, 8, and 9 of chapter 146, being compiler's sections 4044, 4045, 4046, 4047, 4048, 4052, and 4053 of the compiled laws

of 1871, relative to the collection of tolls, and for the care, charge, and operating of the St. Mary's Falls Ship Canal;

An act to change the name of John William Hale to John William Northwood;

Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employes of the Michigan State Centennial Board of Managers;

Joint resolution to amend section 12, of Article VI., of the constitution of the State of Michigan, relative to the appointment of clerk of the Supreme Court.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 146 (printed No. 92), entitled

A bill to amend the charter of the Michigan Central railroad company;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on railroads.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 14, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bills Nos. 34, 51, 101, 104, 119, 241, 300, 524, 525, and 540 (printed No. 369), entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal sections number 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, and 167 of chapter 21, of the compiled laws of 1871, being compiler's sections 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037,

1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, and 1142; also, to repeal act No. 45, session laws of 1872, approved March 29, 1872; also, act No. 47, session laws of 1873, approved March 27, 1873; also, act No. 65, session laws of 1873, approved April 1, 1873; also, act No. 90, session laws of 1873, approved April 15, 1873; also, act No. 105, session laws of 1873, approved April 17, 1873; also, act No. 176, session laws of 1873, approved April 29, 1873; also, act No. 181, session laws of 1873, approved April 29, 1873; also, act No. 6, session laws of 1874, approved March 24, 1874; also, act No. 17, session laws of 1875, approved February 25, 1875; also, act No. 135, session laws of 1875, approved April 27, 1875; also, act No. 156, session laws of 1875, approved April 29, 1875; and also, act No. 196, session laws of 1875, approved May 1, 1875;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the special committee appointed to take into consideration the revision of the tax laws, which consists of Senators Williams, Andrus, and Shoemaker.

Mr. Taylor moved to take from the table the following:

House bill No. 38 (printed No. 86), entitled

A bill to amend section 69 of the charter of the city of Owosso, approved February 15th, 1859.

Which motion prevailed.

On motion of Mr. Taylor,

The bill was recommitted to the committee on cities and villages.

Mr. Morgan moved that the Governor be respectfully requested to return to the Senate

Senate bill No. 168, entitled

A bill making an appropriation for furnishing the new State capitol.

Which motion prevailed.

Mr. Edsell moved that

House bill No. 296 (printed No. 284), entitled

A bill making appropriations for the finishing and furnishing the eastern asylum for the insane and for the maintenance of patients therein,

Which passed the Senate April 12th, be ordered to take immediate effect.

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Edsell moved that,

House bill No. 297 (printed No. 285), entitled

A bill making appropriations for the maintenance of patients at the Michigan asylum for the insane, and for certain repairs, renewals, and additions,

Which passed the Senate April 12th, be ordered to take immediate effect.

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Freeman offered the following resolution :

Whereas, Bernhard Rice, fireman and janitor of the Senate, has by his gentlemanly deportment, by his untiring efforts to please, by his watchfulness, good order and cleanliness which he has manifested in his care of this chamber during this protracted session, justly merited the approbation and thanks of the Senate ; therefore,

Resolved, That the sum of two dollars per day be allowed said Rice in addition to his per diem allowance for extra service, and as night watch.

Mr. Waterbury moved to lay the resolution on the table ;

Which motion did not prevail.

Mr. Burleigh moved to amend the resolution by striking out the word "two" and inserting in lieu thereof the word "one."

On motion of Mr. Burleigh,

The amendment was laid on the table.

Mr. Tyler moved to take from the table the following :

House bill No. 247 (printed No. 349), entitled

A bill to reduce the toll on the Bay City, Vassar and Wattrousville plank road ;

Which motion prevailed.

Mr. Tyler moved that the further consideration of the bill be indefinitely postponed.

Mr. Waterbury moved that the bill be referred to the committee of the whole, and placed on the general order,

Which motion did not prevail.

The question being upon the motion to indefinitely postpone the further consideration of the bill,

Mr. Waterbury called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morse,	Mr. Tyler,
Baxter,	Hinchman,	Read,	Wilcox,
Edsell,	Markey,	Taylor,	Williams,
Foote,			

13

NAYS.

Mr. Andrus,	Mr. Packard,	Mr. Shoemaker,	Mr. Waterbury,
Jenney,	Rankin,		

6

THIRD READING OF BILLS.

House bill No. 135 (printed No. 87), entitled

A bill to amend section 4 of chapter 21 of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property,

Was read a third time, and pending the taking of the vote thereon,

Mr. Foote moved that the same be laid on the table ;

Which motion prevailed.

House bill No. 382 (printed No. 304), entitled

A bill to amend an act entitled "An act to confirm deeds and instruments intended for the conveyance of real estate in certain cases," approved February 2, 1861, by adding a new section thereto,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Shoemaker,
Andrus,	Freeman,	Osborn,	Taylor,
Baxter,	Hinchman,	Packard,	Tyler,
Breitung,	Jenney,	Perrin,	Waterbury,
Burleigh,	Markey,	Rankin,	Wilcox,
Wm. Cook,	Morgan,	Read,	Williams,
Edsell,			

25
0

NAYS.

Title agreed to.

House bill No. 537 (printed No. 367), entitled

A bill to amend section two of an act entitled "An act to provide for the recording of town plats and for vacating the same in certain cases," approved April 19th, 1839, being section two of chapter thirty-two, and compiler's section thirteen hundred and forty-five, of the compiled laws of 1871;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Baxter,	Freeman,	Osborn,	Shoemaker,
Breitung,	Hinchman,	Perrin,	Taylor,
Burleigh,	Markey,	Rankin,	Waterbury,
Wm. Cook,			

17

NAYS.

Mr. Andrus,	Mr. Jenney,	Mr. Packard,	Mr. Williams,
Edsell,	Morgan,		

6

Title agreed to.

House bill No. 470 (printed No. 321), entitled

A bill relative to the escape and reclaiming of persons committed to the State prison for terms less than life,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Wm. Cook,	Mr. Perrin,	Mr. Tyler,
Baxter,	Hinchman,	Rankin,	Wilcox,
Breitung,	Morgan,	Read,	Williams,
Burleigh,	Morse,	Shoemaker,	

15

NAYS.

Mr. Adair,	Mr. Freeman,	Mr. Markey,	Mr. Packard,
Edsell,	Jenney,	Osborn,	Waterbury,
Foote,			

9

Mr. Baxter moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Waterbury moved to lay the motion on the table,

Which motion did not prevail.

The motion to reconsider the vote by which the Senate refused to pass the bill then prevailed.

The question being on the passage of the bill,

On motion of Mr. Baxter,
The bill was laid on the table.

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the judicial circuits of this State, and to create the 23d judicial circuit,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Shoemaker,	
Andrus,	Foote,	Newcomb,	Taylor,	
Baxter,	Freeman,	Osborn,	Tyler,	
Breitung,	Jenney,	Rankin,	Wilcox,	
Burleigh,	Markey,	Read,	Williams,	20

NAYS.

Mr. Edsell,	Mr. Packard,	Mr. Perrin,	Mr. Waterbury,	
Morgan,				5

Title agreed to.

On motion of Mr. Tyler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 335 (printed No. 293), entitled

A bill to provide a site, system of government, and plans for the erection of a State House of Refuge for exposed or friendless and helpless girls, between the ages of ten and fifteen years,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Osborn,	Mr. Taylor,	
Baxter,	Jenney,	Rankin,	Tyler,	
Breitung,	Newcomb,	Read,	Wilcox,	
Burleigh,				13

NAYS.

Mr. Wm. Cook,	Mr. Markey,	Mr. Perrin,	Mr. Waterbury,
Freeman,	Morgan,	Shoemaker,	Williams,

Mr. Baxter moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Waterbury moved to lay the motion on the table.

Which motion did not prevail.

The question then being on the motion to reconsider the vote by which the Senate refused to pass the bill,

The motion did not prevail.

House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels, boarding and lodging houses from danger by fire,

Was read a third time, and pending the taking of the vote thereon,

Mr. Edsell moved that the same be recommitted to the committee on State affairs;

Which motion prevailed.

SPECIAL ORDER.

Being the consideration of the following :

Resolved (the Senate concurring), That from and after Thursday, May 17th, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals of the Secretary of the Senate and the Clerk of the House, and the time of the final adjournment of this Legislature shall be on Saturday, the 19th day of May, 1877, at 12 o'clock noon of that day.

Mr. Foote moved to amend the concurrent resolution so as to read as follows :

Resolved (the Senate concurring), That from and after Friday, May 18th, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on journals of the Secretary of the Senate and the Clerk of the House, and the time of the final adjournment of this Legislature shall be on Tuesday, the 22d of May, 1877, at 12 o'clock noon of that day ;

Which motion prevailed.

The question being upon the adoption of the resolution as amended,

The resolution was adopted.

Mr. Freeman moved to reconsider the vote by which the resolution was adopted.

Mr. Tyler called for the yeas and nays.

The motion to reconsider did not prevail, by yeas and nays, as follows ;

YEAS.

Mr. Adair,	Mr. Breitung,	Mr. Jenney,	Mr. Shoemaker,	
Andrus,	Wm. Cook,	Morse,	Williams,	
Baxter,	Freeman,	Rankin,		11

NAYS.

Mr. Burleigh,	Mr. Markey,	Mr. Packard,	Mr. Tyler,	
Edsell,	Morgan,	Perrin,	Waterbury,	
Foote,	Newcomb,	Read,	Wilcox,	
Hinchman,	Osborn,	Taylor,		15

By unanimous consent, Mr. Morgan moved that the special committee to whom was referred the subject of revising the tax laws have leave to sit during the sessions of the Senate ;

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Tyler,

The Senate went into committee of the whole on the general order,

Mr. Newcomb in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following bill :
Senate bill No. 230, entitled

A bill for the erection of a hall for young women at the State Agricultural College ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order of third reading.

Mr. Read moved that the Senate take a recess until two o'clock this afternoon.

Mr. Jenney moved to amend by making the hour half-past two o'clock :

Which motion did not prevail.

The motion to take a recess until two o'clock then prevailed.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

House bill No. 436 (printed No. 280), entitled

A bill authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and ask to be discharged from the further consideration of the subject.

W. C. EDSSELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edsell,

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on State prison and appropriations and finance, jointly :

The committees on State prison and appropriations and finance, jointly, to whom was recommended

Senate bill No. 114, entitled

A bill making appropriations for building additions, repairs, and improvements to the State prison at Jackson,

Which the House amended as follows :

1st. Amend section 1, lines 1 and 2, by striking out the words "nineteen thousand nine hundred and sixty-five," and inserting in lieu thereof the words "twenty-nine thousand ;"

2d. Amend section 1, by inserting after line 8, the words "six thousand dollars for extending engine building, for storage room, State shops and bath-rooms. Three thousand and thirty-five dollars for building double or second gate, at the wagon entrance to prison yard ;"

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, with the following amendments to the House amendments:

1. Strike out of the first named House amendment the words "twenty-nine thousand" and insert in lieu thereof the words "thirty-one thousand and five hundred;"

2. Strike out of the second named House amendment all after the words "bath rooms" and insert in lieu thereof the following: "Five thousand five hundred and thirty-five dollars for extension of prison wall from the southeast corner of the present wall to Cooper street; thence north to a point north of the east gate, and thence west to the present wall, and for a gate in the east side of the new wall. Any unexpended balances not expended for the purposes for which they were appropriated may be applied to any of the objects named in this bill under the direction of the Inspectors of the State Prison."

Recommending that the amendments to the House amendments be adopted, and that the House amendments, when thus amended, be concurred in, and ask to be discharged from the further consideration of the subject.

WM. COOK,

Chairman Committee on State Prison.

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Adair,

The Senate concurred in the amendments made to the House amendments by the committee.

Mr. Shoemaker moved that the Senate concur in the amendments made to the bill by the House as amended;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Osborn,	Mr. Shoemaker,	
Andrus,	Jenney,	Packard,	Taylor,	
Baxter,	Markey,	Perrin,	Tyler,	
Breitung,	Morgan,	Rankin,	Wilcox,	
Wm. Cook,	Morse,	Read,	Williams,	
Freeman,	Newcomb,			22

NAYS.

Mr. Waterbury, 1

By the committees on University and appropriations and finance, jointly:

The committees on University and appropriations and finance jointly, to whom was referred .

House bill No. 483 (printed No. 250), entitled

A bill to remove the school of mines in the University of Michigan to some point upon the Upper Peninsula, and making appropriations for the maintenance of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR,

Chairman Committee on University.

W. P. ANDRUS,

Chairman of Com. on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Breitung,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary to whom was referred

House manuscript bill No. 211, entitled

A bill to provide for the protection and preservation of the abstracts of the titles to real estate in the county of Kent, and to regulate the fees to be charged by the register of deeds for transcripts therefrom,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Andrus,

The bill was placed on the order of third reading.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind, for the years 1877 and 1878,

Attached to which is a House amendment non-concurred in by the Senate, relative to which amendment the Senate asks a committee of conference, and to inform the Senate that the House grants such committee of conference, and has appointed as such committee on its part, Messrs. Willett, Hill, and Hawley.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 308 (printed No. 294), entitled

A bill to repeal section 3 of an act entitled "An act to organize the county of Roscommon," being act No. 41 of the session laws of 1875,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take im-

mediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and

On motion of Mr. Morse,

The bill was placed on the order of third reading.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 87 (printed No. 81), entitled

A bill to amend sections 1, 3, and 5, of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections six and seven,

For which the Senate adopted a substitute as appears by pages 1140 and 1141 of the journal.

And now to inform the Senate that the House has amended said substitute by striking out the following proviso at the end of section 1:

"*And provided further,* That any person, except the proprietor or employe of the establishment, found in any saloon or restaurant where any intoxicating drinks are sold, after the hour for the closing of the same as provided by law, shall be subject to the penalties provided for by section 2 of this act;"

In which substitute, as thus amended, the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendment made to the Senate substitute by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Read,	
Baxter,	Jenney,	Osborn,	Taylor,	
Wm. Cook,	Markey,	Packard,	Tyler,	
Edsell,	McElroy,	Perrin,	Waterbury,	
Foote,	Morgan,	Rankin,	Wilcox,	
Freeman,	Morse,			22

NAYS.

Mr. Breitung,	Mr. Shoemaker,	2
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THIRD READING OF BILLS.

Senate bill No. 230, entitled

A bill for the erection of a hall for young women at the State Agricultural College,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

Report accepted and committee discharged.

On motion of Mr. Breitung,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary to whom was referred

House manuscript bill No. 211, entitled

A bill to provide for the protection and preservation of the abstracts of the titles to real estate in the county of Kent, and to regulate the fees to be charged by the register of deeds for transcripts therefrom,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Andrus,

The bill was placed on the order of third reading.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind, for the years 1877 and 1878,

Attached to which is a House amendment non-concurred in by the Senate, relative to which amendment the Senate asks a committee of conference, and to inform the Senate that the House grants such committee of conference, and has appointed as such committee on its part, Messrs. Willett, Hill, and Hawley.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 308 (printed No. 294), entitled

A bill to repeal section 3 of an act entitled "An act to organize the county of Roscommon," being act No. 41 of the session laws of 1875,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take im-

mediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and

On motion of Mr. Morse,

The bill was placed on the order of third reading.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 87 (printed No. 81), entitled

A bill to amend sections 1, 3, and 5, of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections six and seven,

For which the Senate adopted a substitute as appears by pages 1140 and 1141 of the journal.

And now to inform the Senate that the House has amended said substitute by striking out the following proviso at the end of section 1:

"*And provided further,* That any person, except the proprietor or employe of the establishment, found in any saloon or restaurant where any intoxicating drinks are sold, after the hour for the closing of the same as provided by law, shall be subject to the penalties provided for by section 2 of this act;"

In which substitute, as thus amended, the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendment made to the Senate substitute by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Read,	
Baxter,	Jenney,	Osborn,	Taylor,	
Wm. Cook,	Markey,	Packard,	Tyler,	
Edsell,	McElroy,	Perrin,	Waterbury,	
Foote,	Morgan,	Rankin,	Wilcox,	
Freeman,	Morse,			22

NAYS.

Mr. Breitung,	Mr. Shoemaker,	2
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THIRD READING OF BILLS.

Senate bill No. 230, entitled

A bill for the erection of a hall for young women at the State Agricultural College,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter, Breitung, Wm. Cook,	Mr. Edsell, Morse, Newcomb,	Mr. Perrin, Rankin,	Mr. Read, Taylor,	10
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NAYS.

Mr. Adair, Andrus, Foote, Hinchman,	Mr. Jenney, Markey, McElroy, Morgan,	Mr. Osborn, Packard, Shoemaker,	Mr. Tyler, Waterbury, Wilcox,	14
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House manuscript bill No. 211, entitled

A bill to provide for the protection and preservation of the abstracts of the titles to real estate in the county of Kent, and to regulate the fees to be charged by the register of deeds for transcripts therefrom,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Wm. Cook, Edsell,	Mr. Foote, Hinchman, Jenney, Markey, McElroy, Morgan,	Mr. Newcomb, Osborn, Packard, Perrin, Rankin, Read,	Mr. Shoemaker, Taylor, Tyler, Waterbury, Wilcox,	23
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NAYS.

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Title agreed to.

On motion of Mr. Andrus.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 308 (printed No. 294), entitled

A bill to repeal section 3 of an act entitled "An act to organize the county of Roscommon," being act number 41 of the session laws of 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Breitung, Burleigh, Wm. Cook, Edsell,	Mr. Foote, Freeman, Hinchman, Jenney, Markey, McElroy,	Mr. Morgan, Morse, Newcomb, Osborn, Packard, Perrin,	Mr. Rankin, Read, Taylor, Tyler, Wilcox,	23
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NAYS.

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Title agreed to.

On motion of Mr. Morse,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order,
Mr. Shoemaker in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House bill No. 16 (printed No. 107), entitled

A bill to incorporate the public schools of the township of Long Rapids;

2. House bill No. 6 (printed No. 105), entitled

A bill to incorporate the public schools in the township of Wilson;

3. House bill No. 175 (printed No. 331), entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise on any enclosed lands or premises of another in this State without the consent of the owner or lessee of such lands or premises:

4. House bill No. 436 (printed No. 280), entitled

A bill authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. House bill No. 483 (printed No. 250), entitled

A bill to remove the school of mines in the University of Michigan to some point upon the Upper Peninsula, and making appropriations for maintenance of the same;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

M. SHOEMAKER, *Chairman*.

Report accepted and committee discharged.

The first, second, third, and fourth named bills were placed on the order of third reading

Mr. Baxter moved that the action of the committee in striking out all after the enacting clause in the fifth named bill be concurred in.

Mr. Breitung called for the yeas and nays.

The motion prevailed by yeas and nays as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Rankin,	Mr. Waterbury,
Baxter,	Hinchman,	Shoemaker,	Wilcox,
Burleigh,	Morgan,	Taylor,	Williams,
Wm. Cook,	Perrin,		

14

NAYS.

Mr. Andrus,	Mr. Markey,	Mr. Newcomb,	Mr. Packard,
Breitung,	Morse,	Osborn,	Read,
Edsell,			

9

On motion of Mr. Breitung,

The title and enacting clause of the bill were laid on the table.

By unanimous consent,

The President announced the following

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,)

Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 144, entitled

A bill to amend section 15 of chapter 230 of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace,

And to inform the Senate that the House has amended the bill as follows:

Amend section 1 by striking out the words "two hundred and thirty" and insert in lieu thereof the words "one hundred and seventy-nine;"

Also, to inform the Senate that the House has amended the title to the bill as follows:

Amend the title to the bill by striking out the words "two hundred and thirty," and insert in lieu thereof the words "one hundred and seventy-nine,"

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Foote moved that the Senate concur in the amendments made to the bill by the House.

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Shoemaker,
Andrus,	Hinchman,	Osborn,	Taylor,
Baxter,	Markey,	Packard,	Tyler,
Burleigh,	McElroy,	Perrin,	Waterbury,
Wm. Cook,	Morgan,	Rankin,	Wilcox,
Edsell,	Morse,	Read,	Williams,
Foote,			

25

NAYS.

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On motion of Mr. Foote,

The Senate concurred in the House amendment to the title of the bill.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Waterbury,

The Senate took up business under the order of

THIRD READING OF BILLS.

House bill No. 16 (printed No. 107), entitled

A bill to incorporate the township of Long Rapids,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Taylor,
Baxter,	Hinchman,	Osborn,	Tyler,
Breitung,	Markey,	Rankin,	Waterbury,
Burleigh,	McElroy,	Read,	Wilcox,

Mr. Wm. Cook,	Mr. Morse,	Mr. Shoemaker,	Mr. Williams,	
Footo,				21

NAYS.

Mr. Andrus,	Mr. Packard,	Mr. Perrin,		3
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Title agreed to.

House bill No. 6 (printed No. 105), entitled

A bill to incorporate the public schools of the township of Wilson.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morse,	Mr. Shoemaker,	
Baxter,	Hinchman,	Newcomb,	Taylor,	
Breitung,	Markey,	Osborn,	Tyler,	
Burleigh,	McElroy,	Rankin,	Wilcox,	
Wm. Cook,	Morgan,	Read,	Williams,	
Footo,				21

NAYS.

Mr. Packard,	Mr. Perrin,		2
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Title agreed to.

House bill No. 175 (printed No. 331), entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise, on any enclosed lands or premises of another in this State, without the consent of the owner or lessee of such lands or premises,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Edsell,	Mr. Morse,	Mr. Shoemaker,	
Breitung,	Hinchman,	Newcomb,	Taylor,	
Wm. Cook,	McElroy,	Rankin,	Wilcox,	12

NAYS.

Mr. Adair,	Mr. Footo,	Mr. Morgan,	Mr. Read,	
Andrus,	Freeman,	Osborn,	Tyler,	
Burleigh,	Markey,	Packard,	Waterbury,	12

Pending the announcement of the vote,

Mr. Morse moved that Mr. Burleigh be excused from voting;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

House bill No. 436 (printed No. 280), entitled

A bill authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances;

Was read a third time, and pending the taking of the vote thereon,

Mr. Breitung moved that the same be laid on the table;

Which motion prevailed.

By unanimous consent,

Mr. Tyler moved that the Governor be respectfully requested to return to the Senate

Senate bill No. 162, entitled

A bill to amend sections 7 and 104 of act No. 365, of the session laws of 1865,

approved March 21, 1865, as amended by act No. 348 of the session laws of 1867, approved March 16, 1867, as amended by act No. 388 of the session laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123;

Which motion prevailed.

By unanimous consent,

Mr. Wilcox moved to take from the table the following:

House bill No. 436 (printed No. 280), entitled

A bill authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Shoemaker, a majority of the Senators consenting thereto, moved to amend the bill by striking out in section 3, lines 9 and 10, the words "persons participant in such omission or knowingly acquiescing therein," and inserting in lieu thereof the words "member of such partnership;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Breitung,	Mr. McElroy,	Mr. Packard,	Mr. Taylor,
Burleigh,	Morse,	Rankin,	Waterbury,
Edsell,	Newcomb,	Read,	Wilcox,
Freeman,	Osborn,	Shoemaker,	Williams,
Markey,			

17

NAYS.

Mr. Adair,	Mr. Baxter,	Mr. Foote,	Mr. Morgan,
Andrus,	Wm. Cook,	Hinchman,	

7

Title agreed to.

By unanimous consent,

Mr. Perrin moved to take from the table the following concurrent resolution:

Whereas, The property of the Michigan Central Railroad Company, by virtue of the charter of the said company, is exempt from municipal taxation, and is only subject to a limited extent to taxation by the State;

And whereas, This special immunity of the said company from the burden of taxation is only to the extent of protecting therefrom such property of the said company as is reasonably necessary and proper to the conduct of the sole and legitimate business of the said company;

And whereas, In the city of Detroit, and between the said city and the Grand Trunk Junction, so called, in the township of Springwells, in the county of Wayne, the said the Michigan Central Railroad Company has purchased large and extensive grounds and property and to a much greater extent than is necessary and proper to fairly conduct its own several business, and has so enlarged its grounds and property for the purpose of accommodating other railroad companies in the transaction of their business; and in furthering that purpose the said the Michigan Central Railroad Company has been for some time past and is now permitting various railroad companies, to-wit: the Grand Trunk Railway Company of Canada, the Great Western Railway Company of Canada, the Detroit

& Bay City Railroad Company, the Detroit, Lansing & Northern Railroad Company, the Flint & Pere Marquette Railroad Company, the Grand River Valley Railroad Company, and the Toledo, Canada Southern & Detroit Railway Company, to occupy and avail themselves of such enlarged grounds and property, and by such action enabling such companies to escape their legitimate burdens of taxation;

And whereas, Also the said the Michigan Central Railroad Company has been and is now, to a considerable extent, conducting itself in a like manner at and about the city of Jackson, in the county of Jackson, in enlarging its grounds and property to accommodate the Grand River Valley Railroad Company, the Michigan Air Line Railroad Company, the Fort Wayne, Jackson & Saginaw Railroad Company, and the Jackson, Lansing & Saginaw Railroad Company; therefore,

Resolved (the Senate concurring), That the Attorney General and Commissioner of Railroads, be, and they are hereby requested to examine into the matters aforesaid, and to take such measures as they shall deem advisable and expedient, and to institute legal proceedings if necessary to fully ascertain by what warrant or authority the said the Michigan Central Railroad Company assumes to so extend and enlarge its grounds and property beyond and in excess of the reasonable necessities of its own business, and permits other railroad companies to use and avail themselves of such facilities, and thereby enable such companies to escape from the performance of the duty they owe to the State to fully bear the proper and legitimate burdens of taxation to which they should justly be subjected. The said Attorney General and Commissioner of Railroads are also requested, should they find such procedure without warrant or authority, to take such action as will be lawful and necessary to prevent a further continuance of such conduct.

Which motion prevailed.

The question being upon the adoption of the concurrent resolution,

Mr. Shoemaker moved to amend the concurrent resolution by striking out the fourth clause of the preamble;

Which motion prevailed.

Mr. Baxter moved to further amend the concurrent resolution by striking out of the third clause of the preamble the words "and by such action enabling such companies to escape their legitimate burdens of taxation;"

Which motion prevailed.

The question then being upon adopting the concurrent resolution, as amended,

The concurrent resolution was adopted.

On motion of Mr. Waterbury,

The Senate adjourned.

Lansing, Wednesday, May 16, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Ferris.

Roll called: a quorum present.

Absent without leave: Senators Redfield and Shoemaker.

Mr. Adair asked and obtained leave of absence for Senators Redfield and Shoemaker for the forenoon.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor under the rules:

A bill making an appropriation for improvement of the grounds surrounding the new State capitol, and furnishing the Legislative halls, the State library, and the Supreme Court room therein;

A bill making appropriation for the board of fish commissioners for the year 1877 and the year 1878;

A bill to amend the fifth and ninth clauses of section 9, of article 2, and section 10 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

A bill to authorize the Board of Supervisors of Jackson county to receive certain lands of the Jackson County Agricultural Society and others in trust as a park or public grounds.

REPORTS OF STANDING COMMITTEES.

By the committees on printing and appropriations and finance, jointly:

The committees on printing and appropriations and finance, jointly, to whom was referred

House manuscript bill No. 475, entitled

A bill to provide for the stereotyping or electrotyping of certain books published by authority of the State;

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the stereotyping or electrotyping of Supreme Court Reports;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

F. H. RANKIN,

Chairman Committee on Printing.

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Edsell,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 507 (printed No. 261), entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and

the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Foote,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was recommitted

Senate substitute for House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests in hotels from danger by fire,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill for the protection of guests in hotels from danger by fire,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the substitute reported for the bill by the committee.

On motion of Mr. Waterbury,

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public lands :

The committee on public lands, to whom was referred

House bill No. 592 (printed No. 342), entitled

A bill to appropriate three sections of swamp lands to aid in the construction and drainage of the Capac and Clyde State road extension ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment of bills :

The committee on engrossment and enrollment of bills, to whom was referred

Senate bill No. 85, entitled

A bill to amend sections 156 and 157 of act No. 142 of the session laws of 1863, entitled "An act to revise the charter of the city of St. Clair," approved March 18, 1863 ;

Also,

Senate bill No. 116, entitled

A bill to authorize the incorporation of co-operative savings associations;
Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, Jr., *Chairman.*

Report accepted and committee discharged.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, May 14, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend sections 12 and 15 of act No. 250 of the session laws of 1873, being an act to revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved Feb. 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873;

An act to amend section 4582 of the compiled laws, being section 38 of chapter 163, relative to sales by executors;

An act to amend section 1 of act number 84, of the session laws of 1851, approved April 4, 1851, entitled "An act to establish the township line between the townships of Clinton and Harrison, in the county of Macomb;"

An act to amend section 15 of chapter 181 of the compiled laws of 1871, being compiler's section 5674, relating to courts, and the powers and duties of certain judicial officers;

An act to amend section one of an act entitled "An act to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette Harbor, on Lake Superior," approved March 21st, 1873, as amended by an act approved March 24th, 1874, and also by an act approved April 15th, 1875;

An act to legalize the action of the board of supervisors of Kalkaska county in erecting the township of Grayling;

An act to amend act No. 152 of the session laws of 1875, approved April 29, 1875, and also to amend sections 10, 11, and 12, of chapter 218, being sections 6921, 6922, and 6923 of the compiled laws of 1871, relative to foreclosure by advertisement;

An act to authorize the board of control of State swamp lands to make an appropriation to repair, preserve, and reconstruct a part of the Cass River and Bay City State road;

An act to amend sections 4822 and 4830 of the compiled laws, being sections 18 and 21, of chapter 172, relative to guardians and wards;

An act to ratify and confirm the action of the Board of Control of Railroads of the State of Michigan, and of the Governor of the State of Michigan, in disposing of and conveying certain lands for railroad purposes;

CHARLES M. CROSWELL.

The message was laid on the table.

The President also announced the following:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, May 14, 1877. }

To the Senate :

I have this day approved a bill, entitled "An act to ratify and confirm the action of the Board of Control of Railroads of the State of Michigan, in disposing of and conveying certain lands for railroad purposes," which originated in your House, and has passed both Houses of the Legislature by a vote of two-thirds of all the members elect.

In signing this bill I deem it proper to state that from a hurried and imperfect investigation of the history of the land grant which it seeks to confirm, I am of the impression that without further legislation by act of Congress, the transfer will not be valid, even now, to protect the rights of parties claiming under it. Many of those parties are actual settlers who have purchased the lands in good faith, and are upon them. In the act of the Board of Control, referred to in the title of the bill of which this act is confirmatory, I understand that the transfer of the interest of the State is made on condition that the actual settlers on the land shall be vested with the title thereof at a price not exceeding one dollar and twenty-five cents per acre. In view of this fact, and in consideration that the Legislature have undoubtedly examined the subject in all its bearings, I have approved the bill, in the hope that such proceedings may be had, if necessary, at an early day in Congress, as will quiet and settle the title so as to protect the rights of the settlers, and thus save any further litigation, of which this grant seems thus far to have had more than an ordinary share.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House relative to
House bill No. 164, entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The support of poor persons by their relatives," by adding seven sections thereto, to stand as sections sixteen to twenty-three inclusive,

Attached to which are certain Senate amendments non-concurred in by the House.

To inform the Senate that the House now asks a committee of conference as to such amendments, and that such committee on the part of the House are Messrs. Wood, Kelley, and A. J. Sawyer.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

On motion of Mr. Baxter,

The message was laid on the table.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
 Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House relative to
 House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereto; Attached to which are certain sundry amendments non-concurred in by the House.

To inform the Senate that the House now asks a committee of conference as to such amendments, and that such committee on the part of the House are Messrs. Norton, Baldwin, and Morrison.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Wilcox moved that a committee of three be appointed on the part of the Senate to act with a like committee already appointed on the part of the House, for the consideration of the disagreements between the two houses, relative to the above named bill;

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
 Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

Substitute for House bills No. 304, 331 and 165 (printed No. 359), entitled

A bill entitled "An act making appropriations for the general and other expenses of the University of Michigan;"

House bill No. 443 (printed No. 366), entitled

A bill to authorize the Board of Inspectors of the Michigan State Prison at Jackson to convey certain State land in the city of Jackson, for the purpose of extending certain streets across State lands in said city, and provide a burial place for deceased prisoners outside of the limits of said city of Jackson;

House bill No. 377 (printed No. 348), entitled

A bill to revise and amend sections 2, 5, 6, 7, 9, 10, 11, 12, 13, and 19 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids,'" and to add seven new sections to the act, to stand as sections 24, 25, 26, 27, 28, 29, and 30;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committees on University and appropriations and finance, jointly.

The second named bill was read a first and second time by its title, and referred to the committee on State Prison.

The third named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved by the Senate (the House concurring), That the several boards of control having charge of the various State institutions, be and they are hereby requested to reduce all salaries over \$1,500 ten per cent., and all salaries over \$2,000 twenty per cent.;

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

Whereas, The Detroit river forms an obstruction to railway commerce between the East and the West,

And whereas, The government of the United States, through a commission, appointed for the purpose, have decided adversely to the construction of a bridge across said Detroit river, for railroad accommodations;

And whereas, Said river forms the national boundary between the United States and the Dominion of Canada;

And whereas, The construction of a tunnel under said Detroit River is imperatively demanded to overcome the obstruction caused by said river;

And whereas, Said route is of national importance and connecting the Atlantic and Pacific seaboard; therefore

Resolved (the House of Representatives concurring), That the Senators and Representatives of the State of Michigan be and they are hereby requested to use their best endeavors to procure from the Congress of the United States an appropriation of lands or money to aid in the construction of a tunnel at or near Detroit, Michigan, for the passage of freight and passengers, by a tunnel and transit company to be formed for that purpose.

Resolved, That his Excellency, the Governor, be requested to transmit copies of the foregoing preamble and resolution to each of our Senators and Representatives in Congress;

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The message was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Baxter moved to reconsider the vote by which the Senate refused to pass House bill No. 175 (printed No. 331), entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise on any

enclosed lands or premises of another in this State without the consent of the owner or lessee of such lands or premises ;

Mr. Waterbury moved to lay the motion on the table.

Which motion did not prevail.

The question being on the motion to reconsider the vote by which the Senate refused to pass the bill ;

The motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Baxter,

The bill was laid on the table.

Mr. Adair moved to take from the table the title and enacting clause of House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 of chapter 177, relative to judges of probate.

Which motion prevailed.

On motion of Mr. Waterbury,

The title and enacting clause of the bill were referred to the committee on the judiciary.

GENERAL ORDER.

On motion of Mr. Adair,

The Senate went into committee of the whole on the general order,

Mr. Rankin in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following bill :

Senate bill No. 229, entitled

A bill to establish a separate institution for the care of the blind, and make appropriations therefor.

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

F. H. RANKIN, *Chairman*.

Report accepted and committee discharged.

Mr. Read moved that the Senate concur in the action of the committee in striking out all after the enacting clause of the bill.

Mr. Newcomb called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morgan,	Mr. Shoemaker,	
Andrus,	Hinchman,	Perrin,	Waterbury,	
Wm. Cook,	Markey,	Read,	Williams,	
Edsell,				13

NAYS.

Mr. Baxter,	Mr. Foote,	Mr. Packard,	Mr. Taylor,	
Breitung,	Morse,	Rankin,	Wilcox,	
Chamberlain,	Newcomb,			10

On motion of Mr. Freeman,

The title and enacting clause of the bill were laid on the table.

By unanimous consent,

Mr. Hinchman moved that the Governor be respectfully requested to return to the Senate

Senate bill No. 100, entitled

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved February 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869;

Which motion prevailed.

By unanimous consent,

Mr. Williams offered the following resolution:

Whereas, The Legislature has just decided to adjourn on Friday of this week, and the special committee of the Senate on taxation having had the tax bill, which has passed the House, in their hands but a few hours, cannot properly consider the same in time for its mature consideration by the Senate before the hour of adjournment will arrive; therefore,

Resolved, That the House be respectfully requested to appoint a special committee to confer with said committee of the Senate with the view of devising some plan of action which can probably receive the concurrence of both houses before final adjournment;

Which was adopted.

GENERAL ORDER.

On motion of Mr. Baxter,

The Senate went into committee of the whole on the general order,

Mr. Rankin in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have also had under consideration the following bills:

1. Senate substitute for House bill No. 475, entitled

A bill to provide for the stereotyping or electrotyping of Supreme Court reports;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. Senate bill No. 507 (printed No. 261), entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873;

3. Senate substitute for House bill No. 91 (printed No. 52), entitled

A bill for the protection of guests of hotels from danger by fire;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

F. H. RANKIN, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading.

On motion of Mr. Read,

The Senate concurred in the amendments made by the committee to the second and third named bills, and the same were placed on the order of third reading.

By unanimous consent, the following report was submitted :

The committee of conference on disagreement between the two houses as to amendments made by the Senate to

House bill No. 28 (printed No. 127), entitled

A bill to amend act No. 181 of the session laws of 1875, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils," approved May 1, 1875,

Would respectfully report that they have conferred with the committee appointed by the House, and that your committee see no probability of the House concurring in the amendments made by the Senate.

Your committee would therefore respectfully request the advice of the Senate upon the following :

Which is better for the interests of the people of this State, the law of 1875, as it stands upon our statute books, or that law as amended by the bill under disagreement, with the test at 130°?

JOHN L. BURLEIGH,
Chairman of Joint Committee.

Report accepted.

On motion of Mr. Read,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock: P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Mr. Osborn asked and obtained indefinite leave of absence for himself after to-day.

REPORTS OF STANDING COMMITTEES.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 146 (printed No. 92), entitled

A bill to amend the charter of the Michigan Central Railroad Company,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WITTER J. BAXTER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was recommitted the title and enacting clause of

House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 of chapter 177, relative to Judges of Probate;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments

thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Adair,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was re-referred

House bill No. 38 (printed No. 86), entitled

A bill to amend section 69 of the charter of the city of Owosso, approved February 15, 1859,

Which the Senate amended as follows:

1. By striking out in line 3 of section 1, after "fifty-nine," the words "shall be," and inserting the words "is hereby" in lieu thereof;

2. By adding to recited section 69 the following: "for any violation of the charter, by laws, ordinances, or other municipal regulations of said city,"

In which amendments the House refused to concur,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill be reconsidered and further amended, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

Mr. Baxter moved to reconsider the vote by which the Senate passed the bill.

Which motion prevailed.

The question being on the passage of the bill,

Mr. Baxter, a majority of the Senators consenting thereto, moved to amend the bill by striking out the words "sixty-nine" in line 1 of section 1, and inserting "two hundred and thirteen" in lieu thereof;

Which was agreed to.

Mr. Hinchman, a majority of the Senators consenting thereto, moved to further amend the bill by striking out recited section 69 and inserting the following in lieu thereof:

Sec. 213. For the purpose of building, maintaining, and repairing the bridges over the Shiawassee river, on Main and Washington streets within said city, the township of Owosso and the said city shall be deemed the township of Owosso, and shall be subject to all the provisions of the general laws of this State relative to the building, maintaining and keeping in repair such bridges; *Provided*, That one commissioner be appointed by the common council of said city, who, together with the commissioners of highways of said township of Owosso, shall have joint control of the erection and repairing of said bridges; *Provided further*, That when said city of Owosso and said township of Owosso, shall authorize the raising of money, either by levying a tax or by issuing bonds therefor, for the purpose of building and repairing said bridges, the amount so to be raised by said city and said township, shall, by the said commissioners, be apportioned to said city and said township, according to the last equalized valuation of said city of Owosso and said township of Owosso, previous to said apportionment. And said commissioners shall make a certificate of their doings and of any such apportionment, and file one copy with the township clerk of

said township, and one copy with the clerk of said city, and the said city shall levy a tax or issue its separate bonds for the amount so apportioned to said city; and said township shall levy a tax or issue its separate bonds for the amount so apportioned to said township, and said taxes shall be levied and collected or said bonds shall be issued by said city and by said township, the same as other taxes are levied and collected, or as bonds are issued, by said city and said township, for other expenses and disbursements, by said city and said township.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,	
Baxter,	Footo,	Morgan,	Read,	
Breitung,	Freeman,	Morse,	Shoemaker,	
Burleigh,	Hinchman,	Newcomb,	Tyler,	
Chamberlain,	Markey,	Osborn,	Wilcox,	20

NAYS.

Mr. Andrus,	Mr. Taylor,	Mr. Waterbury,	3
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The question being on agreeing to the title,

Mr. Hinchman moved to amend the title by striking out "sixty nine" and inserting "two hundred and thirteen" in lieu thereof.

Which motion prevailed.

The title as amended was then agreed to.

Mr. Freeman moved that the bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the Senators elect not voting therefor.

REPORTS OF SELECT COMMITTEES.

By the committee of conference relative to the disagreements between the two Houses concerning the House amendments to

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia:

The committee of conference appointed by the Senate to confer with a like committee of the House of Representatives relative to the disagreements between the two houses on the House amendments to

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia;

Which amendments were as follows:

1. Amend Sec. 3, line 3, by striking out the words "one teacher."
2. Amend Sec. 9, line 2, by inserting after the word "treasurer" the word "chaplain."
3. Amend Sec. 12, line 2, by striking out before the word "courts" the words "judges of," and after the word "courts" the words "of record."
4. Amend Sec. 12, line 5, by inserting after the word "misdemeanor" the words "where the imprisonment shall not be less than ninety days."
5. Amend Sec. 14, line 2, by inserting after the word "thereof" the words "as shall be necessary and not inconsistent with the provisions of the statute."
6. Amend Sec. 31 "by striking out all of the 7th subdivision and changing the number of the 8th subdivision to the 7th."

7. Amend the heading over section 32 by striking out the word "teacher" and inserting the word "chaplain."

8. Amend section 32 by striking out of line 1 the word "teacher," and inserting in lieu thereof the word "chaplain;" also make the same change in line 4, and in same section strike out the proviso commencing in the 6th line as follows: "*And it is further provided, That the teacher shall be keeper.*"

9. Amend section 36, line 16, by striking out the words "teacher and."

10. Amend section 36, line 14, by striking out the words "five hundred," and inserting in lieu thereof the words "one hundred."

11. Amend section 36, line 16, by striking out the words "one thousand," and insert in lieu thereof the words "four hundred."

12. Amend section 44 by adding to the end thereof the following: "The managers should allow each convict who has in a faithful and orderly manner performed all of his duties, and who has become entitled to a deduction from his sentence as aforesaid, from time to time as they shall judge best, five per cent of the value of each day's labor actually performed by such person, to be computed on the average rate per day paid by contractors for labor of inmates in the institution, and the managers may cause such earnings to be paid either to the family of the inmate, or applied to his benefit in such a manner, in such sums, and at such times as they may think proper. Whenever an inmate has been committed under several convictions, the separate sentences shall be construed as one continuous sentence in granting or forfeiting good time.

13th. Amend section 45, subdivision 7. Commencing in line 3, strike out the words "as specified in division 4 of this section" and inserting in lieu thereof the words "and Governor."

14th. Add new section to stand as section 64, to read as follows: The Auditor General is required to draw his warrant on the Treasurer for such sums as the managers of the House of Correction shall from time to time direct; but such sums so drawn at any one time shall not exceed two thousand dollars; and no further sum shall be drawn until satisfactory vouchers are presented to and allowed by the Auditor General for the amount previously drawn.

15th. Change the number of section 64 in bill so that the same shall stand as section 65.

Respectfully report that the committees after conference have agreed to recommend to the two Houses:

1. That the Senate concur in the first, second, third, fourth, fifth, sixth, seventh, fourteenth, and fifteenth named amendments made by the House;

2. That the Senate non-concur in and the House recede from the ninth and twelfth named amendments made by the House to the bill;

3. That the Senate concur in the eighth named amendment made by the House to the bill, after amending such amendment by striking out of line 1 the words "It shall be the duty of" and inserting in lieu thereof the words "The warden with the approval of the managers may, when it becomes necessary, appoint a teacher whose duty it shall be to aid;"

4. That the eleventh named amendment made by the House be amended by inserting the words "six hundred" in lieu of "four hundred;"

5. That the Senate concur in the 13th named House amendment to the bill so far as striking out of subdivision 7, of section 45, the words "as specified in division 4 of this section," but non-concur in inserting the word "governor,"

and that the House recede from the latter part of the 13th named House amendment;

And ask to be discharged from the farther consideration of the subject.
All of which is respectfully submitted.

M. SHOEMAKER,

Chairman of Committee on part of Senate.

EDWIN F. CONELY,

Chairman of Committee on part of House.

Report accepted and committee discharged.

Mr. Baxter moved that the report of the committee be adopted, and that the House amendments be amended as recommended by the committee:

Which motion prevailed.

Mr. Baxter moved that the first, second, third, fourth, fifth, sixth, seventh, fourteenth, and fifteenth named House amendments, and that the Senate concur in the eighth, eleventh, and thirteenth named House amendments as amended, be concurred in.

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Jenney,	Mr. Read,
Andrus,	Wm. Cook,	Markey,	Shoemaker,
Baxter,	Foote,	McElroy,	Tyler,
Breitung,	Freeman,	Morgan,	Wilcox,
Burleigh,	Hinchman,	Rankin,	Williams,

20

NAYS.

Mr. Morse,	Mr. Osborn,	Mr. Perrin,	Mr. Taylor,
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MESSAGES FROM THE GOVERNOR.

The President announced the following:

STATE OF MICHIGAN.

EXECUTIVE OFFICE,

Lansing, May 16, 1877.

To the President of the Senate:

I am directed by the Governor at the request of the Senate to return to the Senate,

Senate bill No. 100, entitled

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved February 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869;

Also,

Senate bill No. 168, entitled

A bill making an appropriation for furnishing the new State capitol;

Also,

Senate bill No. 162, entitled

A bill to amend sections 7 and 104 of act No. 365 of the session laws of 1865, approved March 21, 1865, as amended by act No. 348 of the session laws of 1867, approved March 16, 1867, as amended by act No. 388 of the session

laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123 ;

Very respectfully,

GEO. H. HOPKINS,

Private Secretary.

Mr. Morgau moved that the second named bill be laid on the table ;

Which motion prevailed.

Mr. Baxter moved that the first and third named bills be laid on the table ;

Which motion prevailed.

MESSAGE FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill :

House bill No. 200 (printed No. 233), entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," approved April 15, 1873,

In accordance with a request from the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Freeman moved that the rules be suspended and to reconsider the vote by which the Senate passed the bill,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Freeman, a majority of the Senators consenting thereto, moved to amend the bill by striking out in the first proviso, the words "and villages."

Which was agreed to.

Mr. Freeman, a majority of the Senators consenting thereto, moved to further amend the bill by striking out in the second proviso the word "risks," where it occurs the second time, and inserting in lieu thereof the word "property ;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Newcomb,	Shoemaker,
Baxter,	Hinchman,	Osborn,	Tyler,
Breitung,	Markey,	Packard,	Waterbury,
Chamberlain,	McElroy,	Perrin,	Wilcox,
Wm. Cook,	Morgan,	Rankin,	Williams,
Edsell,			

NAYS.

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Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following joint resolution :

Senate joint resolution No. 15, entitled

Joint resolution to authorize the Commissioner of the State Land Office, or other proper officer, to convey the south half of the southeast quarter of section 16, in township No. 7 south, of range 6 east, to Johannes A. Lefever, assignee of primary school land certificate No. 7989;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bills :

1. Senate bill No. 108, entitled

A bill to amend compiler's section 1741 of the compiled laws, approved March 15, 1871, entitled "An act to authorize boards of health to dispose of real estate;"

2. Senate bill No. 211, entitled

To define and limit the term of office of officers and commissioners appointed by the Governor, in cases not otherwise defined and limited;

3. Senate bill No. 189, entitled

A bill to amend section 1 of an act, entitled "An act to regulate proceedings by attachment against foreign corporations in certain cases," approved April 4, 1871, being compiler's section 5519 of the compiled laws of 1871;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 580 (printed No. 335,) entitled

A bill to amend section 3 of chapter 59 of the compiled laws of 1871, being compiler's section 2029, entitled "An act to prevent animals from running at large in the public highways,"

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies,

And to inform the Senate that the House has amended the same as follows:

1. By striking out section 1 and inserting the following, to stand as section 1 of the bill:

Section 1. *The People of the State of Michigan enact*, That it shall not be lawful for any owner, lessee, or manager of any theater, concert hall, or lecture room, or any person or persons having control of any church or school house, to use or allow the same to be used unless all doors connected with egress or ingress to such building or hall be so hinged as to open outward.

2. By inserting the following to stand as section 2 of the bill:

Sec. 2. That there shall be constructed in every theatre concert hall, or lecture room, at least two doorways and passage halls of ample width leading from the audience room of said theatre, concert hall, or lecture room, and that said passage-ways shall be kept free from any and all obstructions to egress in case of panic.

3. By re-numbering original sections 2, 3, and 4 so that the same shall stand as sections 3, 4, and 5, respectively,

4. By adding to the end of section 3 the following: "And that the provisions of sections 1 and 2 of this act have been complied with."

5. By striking out of section 4, line 9, the word "second," and inserting in lieu thereof the words, "first, second, and third."

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Morgan,

The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 15, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill:

Substitute for House bill No. 222, entitled

A bill to amend section 2 of chapter 2, section 1 of chapter 5, and section 4 of chapter 6, of an act entitled "An act to incorporate the city of Marquette," approved Feb. 17, 1871, and the several acts amendatory thereto, and to add a new section thereto to stand as section 20 of chapter 10,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and

On motion of Mr. Breitung,

The rule requiring the second and third readings of bills to be on different days was suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Read,
Andrus,	Footo,	Morse,	Shoemaker,
Baxter,	Freeman,	Newcomb,	Taylor,
Breitung,	Hinchman,	Osborn,	Tyler,
Burleigh,	Jenney,	Perrin,	Waterbury,
Chamberlain,	Markey,	Rankin,	Williams,
Wm. Cook,			

25

NAYS.

0

Title agreed to.

On motion of Mr. Osborn,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills:

House bill No. 551, entitled

A bill to amend section 1 of act No. 436, session laws of 1869, entitled "An act to provide for the payment of certain drainage orders outstanding in the county of Oakland;

House manuscript bill No. 569, entitled

A bill to authorize the board of supervisors of the several counties in this State to provide for the preservation and maintenance of the section corners and quarter stakes of the original survey in their respective counties,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 278 (printed No. 332), entitled

A bill to provide for a tax upon dogs, and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases;

Which has passed the House by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 15, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 150, entitled

A bill to amend "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers," approved April 8, 1851;

And to inform the Senate that the House has amended the same as follows:

Amend recited section 477 by adding to the end thereof a proviso to read as follows: "*And provided further*, That the board of supervisors shall have authority to remove any officer or agent heretofore or hereafter to be appointed by said board, when, in their opinion, he is incompetent to execute, properly, the duties of his office, or when, on charges and evidence, they shall be satisfied that he has been guilty of official misconduct, or habitual or willful neglect of duty, if in their opinion, such misconduct or neglect shall be a sufficient cause for such removal; but no such officer or agent shall be removed for such misconduct or neglect, unless charges thereof shall have been preferred to said board of supervisors, or the chairman thereof, and notice of the hearing, with a copy of the charges, delivered to such officer or agent, and a full opportunity given him to be heard in his defense, either in person or by counsel,

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Perrin moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Shoemaker.	
Andrus,	Foote,	Morse,	Taylor,	
Baxter,	Freeman,	Newcomb,	Tyler,	
Breitung,	Hinchman,	Osborn,	Waterbury.	
Burleigh,	Jenney,	Perrin,	Wilcox,	
Chamberlain,	Markey,	Rankin,	Williams.	
Wm. Cook,	McElroy,	Read,		27

NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to respectfully request the return of the following bill:

Senate bill No. 168, entitled

A bill making an appropriation for furnishing the new State Capitol.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Burleigh moved that the above named bill be taken from the table.

Which motion prevailed.

Mr. Baxter moved that the bill be returned to the House according to its request for the return of the same.

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Whereas, The act entitled "An act to incorporate the Detroit Savings Fund Institute," approved March 5th, 1849, contained the following provision: "It shall be the duty of the board of trustees from time to time to regulate the rate of interest to be allowed to depositors, so that they shall receive a ratable proportion of all the profits of said corporation after deducting the necessary expenses;"

And whereas, It is alleged that in violation of said provision a surplus of over \$130,000 was accumulated by said corporation;

And whereas, The said corporation was reorganized in 1871, as the "Detroit Savings Bank;" therefore,

Resolved (the Senate concurring), That the Attorney General be directed to report to the Governor as soon as practicable whether said surplus moneys belong to the State, the bank, or the depositors, and if they belong to the State what legislation (if any) is necessary to enable the State to maintain an action

against said "Detroit Savings Bank," for the recovery of said surplus earnings; Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Adair moved that the resolution be referred to the committee on banks and incorporations;

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following concurrent resolution:

Whereas, The property of the Michigan Central Railroad Company, by virtue of the charter of the said company, is exempt from municipal taxation, and is only subject to a limited extent to taxation by the State;

And whereas, This special immunity of the said company from the burden of taxation is only to the extent of protecting therefrom such property of the said company as is reasonably necessary and proper to the conduct of the sole and legitimate business of the said company;

And whereas, In the city of Detroit, and between the said city and the Grand Trunk Junction, so called, in the township of Springwells, in the county of Wayne, the said the Michigan Central Railroad Company has purchased large and extensive grounds and property and to a much greater extent than is necessary and proper to fairly conduct its own several business, and has so enlarged its grounds and property for the purpose of accommodating other railroad companies in the transaction of their business; and in furthering that purpose the said the Michigan Central Railroad Company has been for some time past and is now permitting various railroad companies, to-wit: the Grand Trunk Railway Company of Canada, the Great Western Railway Company of Canada, the Detroit & Bay City Railroad Company, the Detroit, Lansing & Northern Railroad Company, the Flint & Pere Marquette Railroad Company, the Grand River Valley Railroad Company, and the Toledo, Canada Southern & Detroit Railway Company, to occupy and avail themselves of such enlarged grounds and property;

Resolved (the Senate concurring), That the Attorney General and Commissioner of Railroads, be, and they are hereby requested to examine into the matters aforesaid, and to take such measures as they shall deem advisable and expedient, and to institute legal proceedings if necessary to fully ascertain by what warrant or authority the said the Michigan Central Railroad Company assumes to so extend and enlarge its grounds and property beyond and in excess of the reasonable necessities of its own business, and permits other railroad companies to use and avail themselves of such facilities, and thereby enable such companies to escape from the performance of the duty they owe to the State to fully bear the proper and legitimate burdens of taxation to which they should justly be subjected. The said Attorney General and Commissioner of Railroads are also requested, should they find such procedure without warrant or authority, to take such action as will be lawful and necessary to prevent a further continuance of such conduct.

The same being as amended by the Senate, and to inform the Senate that the same is concurred in by the House, with one exception, viz.:

The House insists on the fourth subdivision of the original preamble as follows:

"*And whereas*, Also the said the Michigan Central Railroad Company has been and is now, to a considerable extent, conducting itself in a like manner at and about the city of Jackson, in the county of Jackson, in enlarging its grounds and property to accommodate the Grand River Valley Railroad Company, the Michigan Air Line Railroad Company, the Fort Wayne, Jackson & Saginaw Railroad Company, and the Jackson, Lansing & Saginaw Railroad Company; therefore,"

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

On motion of Mr. Burleigh,

The concurrent resolution was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to respectfully request the return of the following bill:

Senate bill 100, entitled

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved February 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Baxter moved that the bill be taken from the table and returned to the House according to their request for the return of the same.

Which motion prevailed.

The President announced the appointment of Senators Wilcox, Newcomb and Waterbury as the committee on the part of the Senate to confer with a like committee on the part of the House relative to disagreements between the two Houses concerning certain Senate amendments to

House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac, approved March 15th, 1861," as amended by the several acts amendatory thereof.

MOTIONS AND RESOLUTIONS.

Mr. Williams moved to take from the table the following:

Senate bill No. 79, entitled

A bill to amend section 2 of chapter 215 of the compiled laws of 1871, the same being compiler's section 6790, relative to the lien of mechanics and others;

Which motion prevailed.

The question being upon concurring in the amendments made to the bill by the House, which were as follows:

1. By striking out in lines 16 and 17 of recited section 2 the words "county where such premises are situated;"

2. By inserting after the words "from the" in line 16 of same section, the word "State."

Mr. Williams moved that the Senate concur in the said amendments.

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Shoemaker,
Baxter,	Freeman,	Newcomb,	Taylor,
Breitung,	Hinchman,	Osborn,	Tyler,
Burleigh,	Jenney,	Packard,	Waterbury,
Chamberlain,	Markey,	Perrin,	Wilcox,
Wm. Cook,	McElroy,	Rankin,	Williams,
Edsell,	Morgan,	Read,	27

NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Mr. Breitung moved to take from the table the following:

House joint resolution No. 45 (P. O. 19), entitled

Joint resolution to amend section 7 of Article XV., of the constitution of the State of Michigan, relative to corporations;

Which motion prevailed.

Mr. Breitung, a majority of the Senators consenting thereto, moved to amend the joint resolution as follows:

1. By inserting in line 1 of recited section 7, after the word "corporations," the words "and joint stock associations;"

2. By inserting after the word "liable," in same line and section, the words, "in an amount equal to the par value of their respective shares which they own or have owned in such corporations or associations;"

3. By striking out all of section 7 after the word "stockholder," in line 2.

Which was agreed to.

Mr. Foote, a majority of the Senators consenting thereto, moved to further amend the bill by inserting after the word "corporation," in line 2 of recited section 7, the words "or joint stock association;"

Which was agreed to.

On motion of Mr. Breitung,

The joint resolution was then placed on its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Taylor,
Andrus,	Edsell,	Morse,	Tyler,
Baxter,	Foote,	Packard,	Waterbury,
Breitung,	Freeman,	Rankin,	Wilcox,
Burleigh,	Jenney,	Read,	Williams,
Chamberlain,	Markey,		22

NAYS.

Mr. Morgan,

1

Title and preamble agreed to.

The following is the joint resolution:

JOINT RESOLUTION to amend section 7 of Article XV., of the Constitution of the State of Michigan, relative to corporations.

Resolved, by the Senate and House of Representatives of the State of Michigan, That the following amendment to the Constitution of this State be and the same is hereby proposed, to stand as section 7 of Article XV. :

SECTION 7. The stockholders in all corporations and joint stock associations shall be individually liable in an amount equal to the par value of their respective shares which they own or have owned in such corporations or associations for all labor done in behalf of such corporation or joint stock association during the time of their being such stockholders :

Be it further resolved, That said constitutional amendment shall be submitted to the people of this State at the annual election to be held on the first Monday in April, in the year 1878 ; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State in the same manner that he is now required to do in case of an election of Governor or Lieutenant Governor ; and the inspectors of election in the several townships and cities of this State shall prepare a suitable box for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed or partly written and partly printed, on his ballot, the words, "Amendment relative to corporations,—Yes," and each person voting against such amendment the words, "Amendment relative to corporations,—No." The ballots shall in all respects be canvassed, and returns be made as in elections of Governor and Lieutenant Governor.

Mr. Baxter moved to take from the table the following :

House bill No. 175 (printed No. 331), entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise on any enclosed lands or premises of another in this State without the consent of the owner or lessee of such lands or premises ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Andrus, a majority of the Senators consenting thereto, moved to amend the bill by inserting after the word "enclosed," in line 2 of section 1, the words, "and improved ;"

Which was not agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,	
Baxter,	Freeman,	Morgan,	Shoemaker,	
Breitung,	Jenney,	Morse,	Taylor,	
Burleigh,	Markey,	Newcomb,	Wilcox,	
Chamberlain,				17

NAYS.

Mr. Andrus,	Mr. Osborn,	Mr. Read,	Mr. Waterbury,	
Wm. Cook,	Packard,	Tyler,	Williams,	
Foote,	Perrin,			10

Pending the announcement of the vote,

Mr. Morse moved that Mr. Perrin be excused from voting ;

Which motion did not prevail.

Mr. Perrin then voted as recorded above.

Title agreed to.

Mr. Morse moved to take from the table the following :

Senate bill No. 228, entitled

A bill to repeal act No. 32 of session laws of 1873, relative to aid to the University of Michigan ;

Which motion prevailed.

On motion of Mr. Morse,

The bill was placed on its immediate passage.

The bill was then read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Markey,	Mr. Packard,	
Breitung,	Freeman,	McElroy,	Perrin,	
Chamberlain,	Hinchman,	Morse,	Read,	
Edsell,				13

NAYS.

Mr. Adair,	Mr. Jenney,	Mr. Rankin,	Mr. Waterbury,	
Baxter,	Morgan,	Shoemaker,	Wilcox,	
Burleigh,	Newcomb,	Taylor,	Williams,	
Wm. Cook,	Osborn,	Tyler,		15

Pending the announcement of the vote,

Mr. Morse moved that Mr. Freeman be excused from voting ;

Which motion did not prevail.

Mr. Freeman then voted as recorded above.

Mr. Morse moved that Mr. Packard be excused from voting ;

Which motion did not prevail.

Mr. Packard then voted as recorded above.

Mr. Burleigh moved that Mr. Tyler be excused from voting ;

Which motion did not prevail.

Mr. Tyler then voted as recorded above.

Mr. Foote moved to take from the the table the following ;

House bill No. 134 (printed No. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Andrus,	Mr. Freeman,	Mr. Morse,	Mr. Read,	
Breitung,	Jenney,	Newcomb,	Tyler,	
Burleigh,	Markey,	Packard,	Waterbury,	
Chamberlain,	McElroy,	Perrin,	Wilcox,	
Foote,	Morgan,	Rankin,		19

NAYS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Hinchman,	Mr. Shoemaker,	
Baxter,	Edsell,	Osborn,		7

Title agreed to.

Mr. Morgan moved to take from the table the following :

Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies :
Which motion prevailed.

Mr. Morgan moved that the Senate concur in the amendments made to the bill by the House, which are as follows :

1. By striking out section 1 and inserting the following to stand as section 1, of the bill :

SECTION 1. *The People of the State of Michigan enact*, That it shall not be lawful for any owner, lessee, or manager of any theater, concert hall, or lecture room, or any person or persons having control of any church or school house, to use or allow the same to be used unless all doors connected with egress or ingress to such building or hall be so hinged as to open outward.

2. By inserting the following to stand as section 2 of the bill :

Sec. 2. That there shall be constructed in every theatre, concert hall, or lecture room, at least two doorways and passage halls of ample width leading from the audience room of said theater, concert hall, or lecture room, and that said passageways shall be kept from any and all obstructions to egress in case of panic ;

3. By renumbering original sections two, three, and four so that the same shall stand as sections three, four, and five respectively ;

4. By adding to the end of section 3 the following : " And that the provisions of sections one and two of this act have been complied with ; "

5. By striking out of section 4, line 9, the word " second, " and inserting in lieu thereof the words " first, second, and third ; "

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. McElroy,	Mr. Rankin.
Baxter,	Hinchman,	Morgan,	Read,
Breitung,	Jenney,	Newcomb,	Shoemaker,
Burleigh,	Markey,	Osborn,	Wilcox.
Wm. Cook,			

17

NAYS.

Mr. Andrus,	Mr. Packard,	Mr. Tyler,	Mr. Waterbury,
Edsell,			

5

THIRD READING OF BILLS.

Senate substitute for House bill No. 475, entitled

A bill to provide for the stereotyping or electrotyping of supreme court reports.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Perrin,
Baxter,	Foote,	Morgan,	Rankin,
Breitung,	Freeman,	Newcomb,	Read,
Burleigh,	Hinchman,	Osborn,	Shoemaker,
Chamberlain,	Jenney,	Packard,	Waterbury,
Wm. Cook,	Markey,		

22

NAYS.

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Title agreed to.

On motion of Mr. Edsell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 507 (printed No. 261), entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Rankin,	
Baxter,	Freeman,	Newcomb,	Read,	
Breitung,	Hinchman,	Osborn,	Waterbury,	
Burleigh,	Jenney,	Packard,	Wilcox,	
Chamberlain,	Markey,	Perrin,	Williams,	
Wm. Cook,	McElroy,			21

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Shoemaker,	3
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Pending the announcement of the vote,

Mr. Perrin moved that Mr. Burleigh be excused from voting;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

Title agreed to.

On motion of Mr. Read,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate substitute for House bill No 91 (printed No. 52), entitled

A bill for the protection of guests in hotels from danger by fire,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Shoemaker,	
Breitung,	Freeman,	Morse,	Tyler,	
Burleigh,	Jenney,	Packard,	Waterbury,	
Wm. Cook,	Markey,	Rankin,	Wilcox,	
Edsell,	McElroy,	Read,	Williams,	20

NAYS.

Mr. Adair,	Mr. Chamberlain,	Mr. Hinchman,	Mr. Osborn,	4
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Title agreed to.

By unanimous consent,

Mr. Andrus moved to reconsider the vote by which the Senate concurred in the amendments made by the House to

Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies;

Which motion prevailed.

The question being on concurring in the amendments, which were as follows:

1. By striking out section 1 and inserting the following to stand as section 1 of the bill:

SECTION 1. *The People of the State of Michigan enact*, That it shall not be lawful for any owner, lessee, or manager of any theater, concert hall or lecture room, or any person or persons having control of any church or school-house, to use or allow the same to be used unless all doors connected with egress or ingress to such building or hall be so hinged as to open outward.

2. By inserting the following to stand as section 2 of the bill:

Sec. 2. That there shall be constructed in every theatre, concert hall, or lecture room, at least two doorways and passage halls of ample width leading from the audience room of said theatre, concert hall, or lecture room, and that said passageways shall be kept free from any and all obstructions to egress in case of panic;

3. By renumbering original sections 2, 3, and 4, so that the same shall stand as sections 3, 4, and 5, respectively;

4. By adding to the end of section 3 the following: "And that the provisions of section one and two of this act have been complied with;"

5. By striking out of section 4, line 9, the word "second," and inserting in lieu thereof the words "first," second and "third;"

Mr. Andrus, a majority of the Senators consenting thereto, moved to amend the first amendment by inserting after the word "school-house" in section 1, line 3, the words "more than one story in height;"

Which was agreed to.

The amendments were then not agreed to, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Burleigh,	Mr. Jenney,	Mr. Osborn,	
Baxter,	Chamberlain,	Markey,	Rankin,	
Breitung,	Wm. Cook,	Newcomb,	Wilcox,	12

NAYS.

Mr. Andrus,	Mr. McElroy,	Mr. Packard,	Mr. Shoemaker,
Edsell,	Morse,	Perrin,	Waterbury,
			8

Mr. McElroy moved that the vote by which the amendments were not concurred in be reconsidered;

Which motion prevailed.

On motion of Mr. McElroy,

The bill was laid on the table.

By unanimous consent,

The following report was submitted:

The committee of conference relative to the disagreements between the two houses concerning the House amendments to

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind for the years 1877 and 1878, and to repeal section 1895 of the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857;

Which the House amended by striking out all of section four after line four.

Which amendment the Senate amended by restoring the portion of section four stricken out so altered as to read as follows:

"Sec. 12 of 'An act to establish an asylum for the deaf, dumb, and the blind, and also an asylum for the insane of the State of Michigan,' approved April 3, 1848, being section 1895 of the compiled laws of 1871, and so much of section 3 of act No. 102 of the session laws of 1857, approved February 12, 1857, as

relates to the appointment of a commissioner and the payment of his salary, be and the same are hereby repealed ;”

And in which amendment to the House amendment the House refused to concur,

Would respectfully report that they have had said disagreement between the two houses under consideration, and have agreed to recommend as follows :

That the Senate amendment to the House amendment restoring the portion of section 4 stricken out, be altered so as to read as follows :

“Sec. 12 of ‘An act to establish an asylum for the deaf, dumb, and the blind, and also an asylum for the insane of the State of Michigan,’ approved April 3, 1848, being section 1895 of the compiled laws of 1871, be and the same is hereby repealed.”

And section 3 of act No. 102 of the session laws of 1857, approved February 12, 1857, be and the same is hereby amended so as to read as follows :

“Sec. 3. The members of the board of trustees shall receive, while actually employed, two dollars per day, which, with necessary traveling expenses shall be in full of all compensation. The salaries and compensation shall be paid quarterly, in the same manner and out of the same funds as other State officers are paid, and the same is hereby annually appropriated out of any money in the treasury not otherwise appropriated.”

And your committee ask to be discharged from the further consideration of the subject.

WM. O. PACKARD,

Chairman of Committee on part of the Senate.

JOHN WILLETT,

Chairman of Committee on part of the House.

Mr. Shoemaker moved that the Senate concur in the recommendation of the joint committee ;

Which motion prevailed.

Mr. Burleigh moved that the Senate concur in the amendment made to the bill by the House, as thus amended, in accordance with recommendations of the committee of conference ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Perrin,
Andrus,	Foote,	Morse,	Shoemaker,
Baxter,	Freeman,	Newcomb,	Tyler,
Breitung,	Hinchman,	Osborn,	Waterbury,
Burleigh,	Jenney,	Packard,	Wilcox,
Wm. Cook,	Markey,		

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NAYS.

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The question being on agreeing to the title,

Mr. Packard moved to amend the title as follows :

By inserting after the word “and,” where it first occurs in the last line, the words “to amend ;”

Which motion prevailed.

The title as amended was then agreed to.

By unanimous consent, the following report was submitted :

The committee on State prisons, to whom was referred

House bill No. 443 (printed No. 366), entitled

A bill to authorize the board of inspectors of the Michigan State Prison at Jackson, to convey certain State land in the city of Jackson for the purpose of extending certain streets across State lands in said city, and provide a burial place for deceased prisoners outside of the limits of said city of Jackson;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent, the following report was submitted:

The committee of conference on the disagreement between the two houses as to the amendments made by the Senate to

House bill No. 343 (printed No. 211), entitled

A bill to amend section No. 115 of the compiled laws of 1871, being section 84 of chapter 6, relative to electors of President and Vice President of the United States;

Would respectfully report that they have had said amendments under consideration, and have agreed to recommend as follows:

1. That the House concur in the first Senate amendment, which is as follows:

(1). By inserting in section 84, line 1, after the word "convene," the words "in the Senate chamber;" also by inserting after the word "State," in same line, the following: "At the hour of twelve o'clock at noon."

2. That the Senate recede from its second, third, and fourth amendments, which are as follows:

(2.) By striking out the word "any," in line 2 of same section, and inserting in lieu thereof the word "a;" also by inserting after the word "vacancy," in same line, the words "from any cause."

(3.) By striking out lines 3, 4, and 5, and to the word "the," in line 6, and inserting in lieu thereof the following: "or if an elector shall fail to attend at the aforesaid time and place."

(4.) By striking out the word "plurality," in line 6 of same section, and inserting in lieu thereof the word "majority."

And your committee ask to be discharged from the further consideration of the subject.

WM. ADAIR,

Chairman of Committee on part of Senate.

F. A. BAKER,

Chairman of Committee on part of House.

Report accepted and committee discharged.

GENERAL ORDER.

On motion of Mr. Shoemaker,

The Senate went into committee of the whole on the general order,

Mr. Jenney in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following bills.

1. House bill No. 592 (printed No. 342), entitled

A bill to appropriate three sections of swamp land to aid in the construction and drainage of the Capac and Clyde State road extension ;

2. House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 of chapter 177, relative to judges of probate ;

3. House bill No. 443 (printed No. 366), entitled

A bill to authorize the Board of Inspectors of the Michigan State Prison at Jackson to convey certain State land in the city of Jackson, for the purpose of extending certain streets across State lands in said city, and provide a burial place for deceased prisoners outside of the limits of said city of Jackson ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following :

4. House bill No. 146 (printed No. 92), entitled

A bill to amend the charter of the Michigan Central Railroad Company ;

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

The first, second, and third named bills were placed on the order of third reading.

On motion of Mr. Waterbury,

The Senate concurred in the amendment made by the committee to the fourth named bill, and the same was placed on the order of third reading of bills.

Mr. Baxter moved that there be a call of the Senate ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave :

Senators Breitung, Burleigh, Freeman, and Read.

On motion of Mr. Morse,

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Mr. Burleigh at the bar of the Senate.

On motion of Mr. Chamberlain,

Mr. Burleigh was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Breitung at the bar of the Senate.

On motion of Mr. Waterbury,

Mr. Breitung was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Packard,

All further proceedings under the call were dispensed with.

On motion of Mr. Perrin,

The Senate took up business under the order of

THIRD READING OF BILLS.

House bill No. 592 (printed No. 342), entitled

A bill to appropriate three sections of swamp land to aid in the construction and drainage of the Capac and Clyde State road extension,

Was read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Osborn,
Breitung,	Foote,	McElroy,	Rankin,
Burleigh,	Jenney,	Newcomb,	Waterbury, 12

NAYS.

Mr. Andrus,	Mr. Hinchman,	Mr. Morse,	Mr. Perrin,
Chamberlain,	Morgan,	Packard,	Taylor,
Edsell,			

9

Mr. Jenney moved to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill.

On motion of Mr. Jenney,

The bill was laid on the table.

Mr. Baxter offered the following resolution:

Resolved, That so much of Senate rule 24 as requires the second and third readings of bills to be on different days be suspended for the remainder of the session;

Which was adopted, two-thirds of all the Senators present voting therefor.

House bill No. 443 (printed No. 366), entitled

A bill to authorize the Board of Inspectors of the Michigan State Prison at Jackson to convey certain lands in the city of Jackson, for the purpose of extending certain streets across State lands in said city, and provide a burial place for deceased prisoners outside of the limits of said city of Jackson,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Shoemaker,
Breitung,	Jenney,	Osborn,	Taylor,
Burleigh,	McElroy,	Packard,	Waterbury,
Wm. Cook,	Morgan,	Rankin,	Wilcox,
Edsell,	Morse,		

18

NAYS.

Mr. Chamberlain,	Mr. Hinchman,	Mr. Markey,
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3

Title agreed to.

On motion of Mr. Waterbury,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 344 (printed No. 311), entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16 of chapter 177, relative to judges of probate,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. McElroy,	Mr. Rankin,
Andrus,	Freeman,	Morgan,	Tyler,

Mr. Burleigh, Wm. Cook, Edsell,	Mr. Hinchman, Jenney, Markey,	Mr. Osborn, Perrin,	Mr. Waterbury, Wilcox,	18
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NAYS.

Mr. Baxter, Chamberlain,	Mr. Morse, Packard,	Mr. Shoemaker,	Mr. Taylor,	6
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Title agreed to.

On motion of Mr. Adair,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 146 (printed No. 92), entitled

A bill to amend the charter of the Michigan Central Railroad Company,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Burleigh, Wm. Cook,	Mr. Edsell, Freeman, Hinchman, Jenney, Markey, McElroy,	Mr. Morse, Newcomb, Osborn, Packard, Perrin, Rankin,	Mr. Read, Shoemaker, Tayler, Waterbury, Williams,	23
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NAYS.

Mr. Chamberlain,	Mr. Morgan,	2
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Title agreed to.

By unanimous consent,

Mr. Morgan moved to take from the table the following:

Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies;

Which motion prevailed.

The question being on concurring in the House amendments to the bill, which were as follows:

1. By striking out section 1 and inserting the following, to stand as section 1 of the bill:

SECTION 1. *The People of the State of Michigan enact*, That it shall not be lawful for any owner, lessee, or manager of any theater, concert hall, or lecture room, or any person or persons having control of any church or school-house, to use or allow the same to be used unless all doors connected with egress or ingress to such building or hall be so hinged as to open outward.

2. By inserting the following to stand as section 2 of the bill:

SEC. 2. That there shall be constructed in every theatre, concert hall, or lecture room, at least two doorways and passage halls of ample width leading from the audience room of said theatre, concert hall, or lecture room, and that said passage-ways shall be kept free from any and all obstructions to egress in case of panic.

3. By renumbering original sections 2, 3, and 4 so that the same shall stand as sections 3, 4, and 5, respectively.

4. By adding to the end of section 3 the following: "And that the provisions of sections 1 and 2 of this act have been complied with."

5. By striking out of section 3, line 9, the word "second," and inserting in lieu thereof the words, "first, second, and third."

The same were not concurred in, by yeas and nays, as follows :

YEAS.

Mr. Baxter,	Mr. Wm. Cook,	Mr. Jenney,	Mr. Rankin,	
Breitung,	Hinchman,	McElroy,	Wilcox,	8

NAYS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Perrin,	
Andrus,	Freeman,	Newcomb,	Read,	
Burleigh,	Markey,	Osborn,	Shoemaker,	
Chamberlain,	Morgan,	Packard,	Waterbury,	17
Edsell,				

By unanimous consent,

The President announced the following :

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills :

1. House bill No. 458 (printed No. 329), entitled

A bill to amend section 2 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being compiler's section 2090 of the compiled laws of 1871, as amended by act No. 195 of the session laws of 1875, approved May 1, 1875, and to add five new sections thereto to stand as sections 5, 6, 7, 8, and 9 of said act,

2. House bill No. 356 (printed No. 361), entitled

A bill to authorize and empower the board of control of State swamp lands to make an appropriation of State swamp lands to complete and make passable a certain section of the Duncan, Alpena and Au Sauble State Road ;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on fisheries.

The second named bill was read a first and second time by its title, and referred to the committee on public lands.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed to return to the House the following joint resolution :
House joint resolution No. 20 (printed No. 30), entitled

Joint resolution proposing an amendment to section ten, Article X. of the Constitution of the State relative to county auditors ;

Which has passed the House by a two-thirds majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 168, entitled

A bill making an appropriation for furnishing the new State capitol,

And to inform the Senate that the House has amended the same as follows:

1. Amend section 1, line 8, before the words "Board of State Auditors," by inserting the words "Governor and;"

2. Amend section 2, line 1, by inserting before the words "Board of State Auditors" the words "Governor and;"

3d. Amend section 3, line 1, by inserting before the words, "Board of Auditors," the words "Governor and;"

4th. Amend section 4 line 5, by inserting before the words "Board of State Auditors," the words, "Governor and;"

5th. And section 5 line 3, by inserting before the words "Board of State Auditors," the words "Governor and;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Burleigh moved that the Senate concur in the amendments made to the bill by the House:

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Perrin,
Andrus,	Foote,	Morgan,	Rankin,
Baxter,	Freeman,	Morse,	Read,
Breitung,	Hinchman,	Newcomb,	Shoemaker,
Burleigh,	Jenney,	Osborn,	Waterbury,
Wm. Cook,	Markey,	Packard,	Wilcox,

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NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 352 (printed No. 340), entitled

A bill to provide for the drainage and reclamation of swamp lands in the counties of Allegan and Barry, and appropriating State swamp lands to defray the expense thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in all of which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bills:

House bill No. 314 (printed No. 330) entitled

A bill to provide for laying out and constructing a State ditch or drain in town eight north, of range two east (Rush, Shiawassee county), and for making an appropriation of State swamp lands to aid in the construction of the same;

House bill No. 489 (printed No. 336), entitled

A bill to provide for the removal of a jam of floodwood in the Shiawassee river in the county of Saginaw, for the purpose of preventing the permanent overflow of valuable lands adjacent thereto and to appropriate ten sections of State swamp land to defray the cost thereof,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were read a first and second time by their titles, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House in reference to the following resolution:

Whereas, The Legislature has just decided to adjourn on Friday of this week, and the special committee of the Senate on taxation, having had the tax bill which has passed the House in their hands but a few hours, cannot properly consider the same in time for its mature consideration by the Senate before the hour of adjournment will arrive; therefore,

Resolved, That the House be respectfully requested to appoint a special committee to confer with said committee of the Senate with the view of devising some plan of action which can probably receive the concurrence of both Houses before final adjournment.

To inform the Senate that the House grants the request, and has appointed Messrs. J. C. Sawyer, Turk, and Conely as such committee.

Very respectfully,

D. L. CROSSMAN,

Clerk of the House of Representatives.

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to respectfully request the return of the following bill:

Senate bill No. 162, entitled

A bill to amend sections 7 and 104 of act No. 365, of the session laws of 1865, approved March 21, 1865, as amended by act No. 348 of the session laws of 1867, approved March 16, 1867, as amended by act No. 388 of the session laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123;

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Tyler moved that the bill be taken from the table;

Which motion prevailed.

Mr. Tyler moved that the bill be returned to the House, in accordance with its request for the return of the same;

Which motion prevailed.

On motion of Mr. Waterbury,

The Senate adjourned.

Lansing, Thursday, May 17, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Prayer by the Rev. Mr. Bryant.

Roll called: a quorum present.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor under the rules:

A bill to amend sections 156 and 157 of act No. 142 of the session laws of 1863, entitled "An act to revise the charter of the city of St. Clair," approved March 18, 1863;

Also,

Senate bill No. 116, entitled

A bill to authorize the incorporation of co-operative savings associations.

PRESENTATION OF PETITIONS.

By Mr. Freeman : Remonstrance of Wm. B. Thomas and 108 others, citizens of Ionia, against the action of the Senate in striking out all after the resolving clause of

Senate joint resolution No. 22, entitled

Joint resolution requiring the Fish Commissioner of the State to enforce the law, and perfect and submit to owners of dams, plans for the construction of fish ladders on streams that are highways, or any and all streams where required by law ;

Referred to the committee on fisheries.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment of bills :

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 92, entitled

A bill to amend sections 28, 29, 39, 47, 49, and 52, and to repeal sections 67 and 68 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873,

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

F. S. FREEMAN, *Acting Chairman.*

Report accepted and committee discharged.

By the committee on appropriations and finance :

The committee on appropriations and finance, to whom was referred

House joint resolution No. 15 (printed No. 25), entitled

Joint resolution requiring the State Treasurer to pay certain moneys due the several counties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

Joint resolution requiring the State Treasurer to pay certain moneys due the several counties,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Andrus,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on State Affairs :

The committee on State Affairs to whom was referred

House manuscript bill No. 551, entitled

A bill to amend section 1 of act No. 436, session laws of 1869, entitled "An act to provide for the payment of certain drainage orders outstanding in the county of Oakland,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 20 (printed No. 30), entitled

Joint resolution proposing an amendment to section 10 of Article X. of the Constitution of this State, relative to county auditors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 580 (printed No. 335), entitled

A bill to amend section 3, chapter 59, of compiled laws of 1871, being compiler's section 2029, entitled "An act to prevent animals from running at large in the public highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs,

The committee on State affairs, to whom was recommitted

Senate bill No. 52, entitled

A bill to amend section four and repeal section one of chapter forty, of the revised statutes of 1846, being sections 7780 and 7777 of the compiled laws of 1871;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be laid on the table, and ask to be discharged from the further consideration of the subject.

G. E. READ, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was laid on the table.

By the committees on University and appropriations and finance, jointly;

The committees on University and appropriations and finance, to whom was referred

Substitute for House bill No. 304 and House bill No. 331 (printed No. 359), entitled

An act making appropriations for the general and other expenses of the University of Michigan;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR,

Chairman Committee on University.

W. P. ANDRUS,

Chairman Committee on Appropriations and Finance.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate report the following bills:

Grove & Whitney.....	\$2 75
B. P. Richmond	38

For labor done and material furnished under direction of the Secretary and Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend their allowance, and ask to be discharged from the further consideration of the subject.

C. McELROY, *Chairman.*

Mr. McElroy moved that the report be adopted, and the Secretary directed to issue certificates for the payment of the bills named.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

House manuscript bill No. 569, entitled

A bill to authorize the boards of supervisors of the several counties in this State to provide for the preservation and maintenance of the section corners and quarter stakes of the original survey in their respective counties;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

House bill No. 278 (printed No. 332), entitled

A bill to provide for a tax upon dogs, and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM COOK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State Prison:

The committee on State Prison, to whom was referred

House bill No. 471 (printed No. 327), entitled

A bill to amend sections 23, 24, 32, 43, 44, and 71 of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State prison and the government and discipline thereof, and to repeal all acts inconsistent therewith," approved May 3, 1875, and to add three new sections thereto, to stand as sections 78, 79, and 80, and to repeal sections 72 and 74 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. COOK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, by chairman, to whom was referred

House bill No. 314 (printed No. 330), entitled

A bill to provide for laying out and constructing a State ditch or drain in town 8 north, of range 2 west, in Rush, Shiawassee county, and for making an appropriation of State swamp land to aid in the construction of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Taylor,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 489 (printed No. 336), entitled

A bill to provide for the removal of a jam of floodwood in the Shiawassee river in the county of Saginaw, for the purpose of preventing the permanent overflow of valuable lands adjacent thereto, and to appropriate 10 sections of swamp land to defray the cost thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Foote,

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, {
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill :

House bill No. 180 (printed No. 257), entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children, and of other persons, approved February 2, 1861, being compiler's section 4854 ;

Which the Senate amended as follows :

1. By striking out the word "orphan" in line 8 of section 1 ;

2. By adding to section 1 the following : "*Provided*, That no minor child shall be adopted with the consent of any other person except the parents or the surviving parent of such child, unless notice of hearing of three weeks, made by publication, shall have been given by the probate court ;"

And to inform the Senate that the House have concurred in the amendment first named.

But that in the amendment second named the House have refused to concur.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Packard moved that the Senate recede from the second named amendment made by the Senate to the bill ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Rankin,
Baxter,	Edsell,	Nelson,	Taylor,
Breitung,	Freeman,	Newcomb,	Waterbury,
Burleigh,	McElroy,	Packard,	Wilcox,
Chamberlain,			

17

NAYS.

Mr. Jenney,	Mr. Morgan,	Mr. Perrin,	Mr. Shoemaker,
Markey,			

5

The President also announced the following :

HOUSE OF REPRESENTATIVES, {
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill :

House bill No. 343 (printed No. 211), entitled

A bill to amend section 115 of the compiled laws of 1871, being section 84, of chapter six, relative to electors of President and Vice President of the United States ;

Attached to which were certain Senate amendments, non-concurred in by the House, and relative to which a committee of conference was ordered,

Which committee of conference have reported as follows :

1. That the House concur in the first Senate amendment, which is as follows :

(1). By inserting in section 84, line 1, after the word "convene," the words "in the Senate chamber ;" also by inserting after the word "State," in same line, the following : "At the hour of twelve o'clock at noon."

2. That the Senate recede from its second, third, and fourth amendments, which are as follows:

(2.) By striking out the word "any," in line 2 of same section, and inserting in lieu thereof the word "a;" also by inserting after the word "vacancy," in same line, the words "from any cause."

(3.) By striking out lines 3, 4, and 5, and to the word "the," in line 6, and inserting in lieu thereof the following: "or if an elector shall fail to attend at the aforesaid time and place."

(4.) By striking out the word "plurality," in line 6 of same section, and inserting in lieu thereof the word "majority."

And now to inform the Senate that in the report of such committee the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Packard moved that the Senate recede from its second, third, and fourth named amendments to the bill,

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Shoemaker,
Breitung,	Hinchman,	Packard,	Taylor,
Burleigh,	McElroy,	Perrin,	Tyler,
Wm. Cook,	Morgan,	Rankin,	Waterbury,
Edsell,	Morse,	Read,	Wilcox,
Foote,	Nelson,		

22

NAYS.

Mr. Baxter,	Mr. Jenney,	2
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MOTIONS AND RESOLUTIONS.

Mr. Read moved to take from the table the following concurrent resolution:

Resolved by the House of Representatives (the Senate concurring), That the Secretary of State be directed to forward to the Supreme, Circuit, Superior, and Probate Judges, the county, city, village, and township clerks, the supervisors of townships and aldermen of wards, the publishers of all newspapers, the State officers, members of State boards, and members of both branches of the Legislature, copies of all the *general acts of 1877* which are ordered to take *immediate effect*, printed and bound in pamphlet form, at the earliest practicable date after the adjournment of this Legislature, provided the entire cost to the State of such work shall not exceed four hundred dollars.

Which motion prevailed.

The question being on the adoption of the concurrent resolution,

The resolution was adopted.

Mr. Taylor offered the following preamble and resolution:

Whereas, We recognize the faithfulness and the efficiency of James H. Stone, Secretary, and Edwin S. Hoskins, Assistant Secretary of the Senate, and deem it proper that they should be fully compensated for extra services rendered by them in the discharge of their official duties; therefore,

Resolved, That there be paid to the Secretary and Assistant Secretary aforesaid, as additional compensation, the sum of two dollars each extra per day during the present session.

Mr. Waterbury moved that the resolution be laid on the table;
Which motion did not prevail.

The question being on the adoption of the resolution,
It was adopted.

Mr. Baxter offered the following resolution:

Resolved, That the Governor be respectfully requested to return to the Senate,
Senate bill No. 132, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, and section 10 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

Which was adopted.

Mr. Tyler moved that

House bill No. 38 (printed No. 86), entitled

A bill to amend section 213 of the charter of Owosso, approved February 15th, 1859,

Which passed the Senate yesterday, be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Baxter moved to take from the table the following:

House bill No. 558 (printed No. 255), entitled

A bill to amend section 5 of chapter 234, being compiler's section 7270 of the compiled laws of 1871, relative to the duties and obligations of assignees of insolvent debtors;

Which motion prevailed.

On motion of Mr. Baxter,

The bill was placed on the order of third reading.

Mr. Burleigh moved to take from the table the following:

Whereas, Bernhard Rice, fireman and janitor of the Senate, has by his gentlemanly deportment, by his untiring efforts to please, by his watchfulness, good order and cleanliness which he has manifested in his care of this chamber during this protracted session, justly merited the approbation and thanks of the Senate; therefore

Resolved, That the sum of two dollars per day be allowed said Rice in addition to his per diem allowance for extra service, and as night watch;

Which motion prevailed.

Mr. Read moved to amend the resolution by striking out the word "two" and inserting in lieu thereof the word "one;"

Which motion did not prevail.

The preamble and resolution were then adopted.

Mr. Freeman moved to take from the table the title and resolving clause of Senate joint resolution No. 22, entitled

Joint resolution requiring the Fish Commissioner of this State to enforce the law, and perfect and submit to owners of dams plans for the construction of fish ladders on streams that are highways, or on any and all streams where required by law;

Which motion prevailed.

On motion of Mr. Freeman,

The title and resolving clause of the resolution were referred to the committee on fisheries.

Mr. Wm. Cook offered the following resolution :

Resolved, That the Governor be requested to return to the Senate Senate bill No. 204, entitled

A bill for the punishment of criminal offenses committed by convicts ;
Which was adopted.

By unanimous consent the following report was submitted :

The special committee of the Senate on taxation were appointed on Saturday, May 13th, under the following resolution :

Resolved, That the whole subject of amending or revising the tax laws of the State be referred to a special committee of three, to be appointed by the President, to report as soon as practicable, recommending what action should be taken at the present session to relieve the State from the burdensome operation of the present laws, and what policy would be wise, legal, and best to adopt to secure all needful amendments or revisions of the existing laws affecting taxation before another general tax is levied,

Respectfully report as follows :

At the time of their appointment there were no bills on the subject before the Senate, and none were referred to them until Tuesday, May 15th, when substitute for House bills Nos. 34, 51, 101, 104, 119, 241, 300, 524, 525, and 540 (printed No. 369), providing for a general revision of the tax laws and tax system of this State was received from the House and referred to this committee. Immediately after their appointment, your committee began to study the operation of the tax laws and system of Michigan, with the view of ascertaining its merits and defects.

There seemed to be a general belief prevailing that our system had all at once been found to be so defective that we must suddenly abandon it and model after the systems of other and surrounding states. Is this belief well founded?

The object of tax laws is to collect revenue. That system which most efficiently does that work ought to be considered the best.

Our investigations have led us to believe that the system of collecting taxes in Michigan, up to A. D. 1875 at least, has proved to be more efficient than those prevailing in surrounding States.

On the authority of Auditor General Humphrey we present the following facts to sustain that belief :

COMPARISONS.

In 1872 out of \$11,660,055.84 taxes levied in Michigan and returnable to the Auditor General's office ten months after the levy, only \$170,809.16 remained uncollected, or less than one and one-half per cent of the whole levy.

INDIANA.

In the same year in Indiana one year after the levy twenty per cent remained uncollected ; or, to put it more forcibly, if Michigan had been operating under a system no more effective than Indiana, instead of \$171,000 uncollected taxes remaining we would have had \$2,332,011.17. Therefore it was plain we did not want for any Indiana systems.

OHIO AND MINNESOTA.

So if we had been under the Ohio system, instead of \$171,000 delinquent taxes we would have had \$442,082.12, and if under the Minnesota system at the same time we would have had uncollected nearly \$1,120,000.

IOWA.

Of the State tax levied for the years 1858 to 1873, amounting to \$8,079,504.52, there were at the close of 1873, delinquent and unavailable, taxes to the amount of \$452,648.03, or five and six-tenths per cent of the *aggregate* of State taxes for the years stated, while of the aggregate of taxes levied in Michigan for the years 1859 to 1873 there remains uncollected only forty-six-one-hundredths of one per cent. Had the taxes of Iowa been as nearly collected as were those of Michigan, there would have remained uncollected \$37,165.72, instead of the \$452,648.03 which she actually had.

ILLINOIS.

In Illinois, the State that seems to be here considered worthy of emulation in this matter, of the State tax levied in 1873 there was, in November, 1874, twenty-five per cent uncollected, and more than half of this, nearly \$700,000, had been enjoined by the courts. Of that not enjoined there remains \$572,724.09 uncollected. If Illinois had been operating under as efficient a system as Michigan was at that time, instead of \$572,000 tax not enjoined, but uncollected, she would have had only \$76,000.

But if Michigan had been operating under a system no more efficient than Illinois, she would have had \$1,329,246.36 uncollected, instead of \$223,068.02, or which she actually had at that time of the same year's tax. This comparison shows the Michigan system to be far more efficient in the past than those of the States named.

AS GOOD AS ANY.

Until some other system can be found, which after years of practical operation proves to be superior to ours, it would not be the part of wisdom to abandon the one we have. With its general features our people are familiar, and our officers are used to carrying out its details. Experience and decisions of our courts are pointing out its defects, and these alone we should seek to remedy.

From 1859 to 1873 inclusive only about one and one-half of one per cent. of each year's levy remained uncollected at the close of each fiscal year. This deficiency was each year made up to the State treasury by interest and penalties collected on the delinquent land, so that the State treasury each year received the full amount of the taxes levied each year in cash, and actually collected enough besides to pay the expenses of the State incurred therein. Many erroneous impressions have prevailed in reference to the working of our system in this regard.

Many, assuming that the State treasury was deficient each year by the whole amount of the delinquent tax uncollected, have complained because the State credited these delinquent taxes to the counties, and after a limited period paid over the whole of the same to the counties making such returns, less the State tax. They say this is making the counties that collect all pay taxes of those who do not collect.

If the State pays over to any counties more money or faster than it collects taxes for such counties, does it not have to collect this deficiency by general tax on the State at large, and thus make the counties which do collect promptly pay into the treasury that which it pays out to those counties which do not so collect? If the State carries uncollected taxes of certain counties, do not the other counties have to carry the State? Such seems to have been quite generally believed. Such, however, is not the fact, or was not up to 1875.

PENALTIES AND TAX-TITLE SALES.

Under the law, as it existed up to that time, the State collected from penalties on delinquents and sales of tax lands sufficient to enable it to carry the uncollected taxes it had to under the law, without imposing any burden therefor upon those who did pay. Experience had shown what amount of penalties and interest it was necessary to impose on the delinquent taxes which were collectible, to enable the State to do so. They were so imposed in the law of 1869, and continued to keep the treasury replenished until they were materially reduced in 1875. The reduction of the penalties has proved to be a mistake. The interest has been so reduced that men do not pay as promptly as before. This increases the amount the State has to carry for the counties, and also materially reduces the annual revenue from the penalties on delinquents, on which it solely relied, to enable it to so carry the delinquent counties.

Some say that these penalties are unjust and oppressive. Which is the more unjust and oppressive, to impose a penalty of 30 to 50 per cent on a delinquent tax of ten dollars, or seek to make an absolute and uncontestable sale of his land worth \$500 for a \$10 tax? The question answers itself.

Our system, before it was tampered with, combined both the penalty and tax-title theory, and it worked well enough for the purpose of prompt and efficient collection of the whole revenue represented by each levy. A State must rely on one or both of these means of collection and supplying deficiencies in taxes, or else throw the deficiency back upon those who once paid their full share of the tax.

But they say now *our* tax-titles are not worth any thing, and we cannot dispose of them. *First*, We are selling them every day. *Second*, The defect is not so much in the law as in the execution of it. As long as officers disobey the plain letter of the law, levy taxes without the sanction of the law or in excess of legal authority, so long will it be found to be difficult to take a man's property without due process of law.

Levy the taxes according to law, and there will be no difficulty in getting a good and perfect title under our law on a tax sale. The aim, then, of some is to cure the defects and illegalities in the execution of the law. There may be better means of doing so than we now possess, but your committee have not had time to sufficiently investigate them to recommend any at present. Our tax system has been changed and tampered with in another way which has tended strongly to invalidate tax titles of late, and impair general confidence in them among our people.

EFFECT OF SPECIAL LOCAL TAXES ON TAX TITLES.

We allude to allowing all sorts of special local taxes to be returned and go in the sales of land with ordinary taxes. These special taxes are generally levied with less care than ordinary taxes under the general law. They are attended with greater difficulties in raising and levying, and local officers are not as familiar with their duties under the several laws or charters under which such taxes are levied, and such taxes alone render void nearly every tax title which includes them.

These being returned to the State and treated like ordinary taxes, are finally carried by the State with the ordinary taxes, and thus become a burden on the system and lessen the power of the Treasury to carry the ordinary taxes of the poorer counties for future collection. They cut off its resources from sale of tax titles because they vitiate the whole title and render it impossible to realize.

on the ordinary taxes entering into the same title. Put an excessive special tax on a lot of land and the owner will refuse to pay all ordinary taxes on the same land. To show the extent to which some of this local taxation is carried, we state that of drain taxes alone there were levied in the State during the years 1870, 1871, 1872 and 1873, \$1,422,171.66.

We have been digging ditches for such counties as Bay, Saginaw, Monroe, and others, to the tune of \$20,000 to \$50,000 each.

Your committee have not yet been able to find any bill in control of the Senate to reach these drain taxes and prevent the continuance of this evil. A large number of charters of our cities and villages allow them to return not only all ordinary, but all special taxes spread in the corporations. No where is our taxation as high as in cities and some villages, and as long as every dollar they choose to spread is collected, either from the owner of the property or the State as the tax title purchaser, we may expect these taxes to continue to deplete the State treasury.

LANSING—HER TAX RETURNS.

Take the city of Lansing for an example. She is in debt about ten per cent. on her assessed valuation. Of every dollar of taxes levied here this year $3\frac{1}{2}$ cents is for State tax, $7\frac{1}{4}$ cents for county purposes and $89\frac{1}{4}$ cents for the various kinds of city taxes.

It should be understood that the general taxes include those for the State and county expenses, city contingent, school and highway funds. Now, to give

A VIEW IN DETAIL

of what is meant by special taxes this very city of Lansing affords a copious and interesting bill of particulars. Here is her return of special taxes for 1874:

Bridge tax.....	\$1,666 09
Railroad bonds interest.....	676 97
Reservoir tax.....	42 66
Cemetery and Fire Department.....	443 78
Ward tax.....	6 80
Grading.....	108 78
Sidewalks.....	443 89
Shade trees.....	154 00
Sprinkling streets.....	62 60
Lamp-post fund.....	2 66

Special taxes returned for 1875 are as follows:

Bridge tax.....	\$389 21
Bridge tax.....	243 10
Railroad bonds interest.....	892 24
Cemetery and Fire Department.....	205 24
Grading.....	1,209 13
Penalties.....	243 31
Sidewalks.....	107 26

OTHER PLACES THAT RETURN THEIR LOCAL TAXES.

The following are some of the other cities and villages which are allowed by their charters to return similar taxes:

Bay City, 1874. General or ordinary taxes returned delinquent, \$37,937.43,

of which \$12,289 41 was for school purposes; special taxes returned, \$6,549.35. These special taxes consisted mainly of interest on bonds; in 1875, ordinary taxes returned, \$30,011.05; special, \$8,044.

Big Rapids, 1874. General taxes returned, \$6,094.97; special, \$1,103.23. In 1875, general taxes, \$4,003.17; special, \$1,674.23.

Grand Rapids, 1874. General taxes returned, \$11,363.26; and among even these general taxes appears an item on account of railroad bonds; special taxes returned, \$1,699.33, all of which was a special ditch tax. In 1875, general taxes returned were \$22,985.02, and into these again came railroad bonds. The special taxes returned the same year are specified as "ditch taxes" and "water taxes."

Manistee, 1874. General taxes returned, \$5,098; special, \$2,519.54.

Holland City, 1875. General taxes returned, \$952.21; special, \$274.85.

Marquette, 1874. General taxes returned, \$4,840.98; special, "water tax," \$1,763.91. In 1875, general taxes returned were \$13,344.09, of which \$5,502 was school tax; special ("water tax and interest," whatever that may mean), \$4,193.67.

And so on with many other cities and villages, such as Adrian, Benton Harbor, Big Rapids, Caledonia Station, Charlotte, Corunna, Evart, Flint, Grand Haven, Greenville, Hastings, Holland, Holly, Ionia, Ishpeming, Lansing, Loomis, Lowell, Ludington, Mason, Monroe, Nashville, Negaunee, Otsego, Owosso, Plainwell, Reed City, Romeo, Sanford, and St. Clair.

THE PRESENT LAWS.

Section 9, Article XIV. of the Constitution prohibits the State from being a party to or interested in any work of internal improvement or engaging in carrying on any such work.

To return these local drain taxes and those for special improvements in our cities to the State, with ordinary State, county and municipal taxes, is practically to make the State engage in carrying on such local improvements in violation of the constitution. It is doing indirectly what it would be impossible to do directly.

The return, and carrying for collection by the State of such kind of local taxes is not a legitimate part of nor contemplated by the regular tax system of this State, but an evil which has been forced upon it without due consideration of the consequences.

It is too late to reach this evil in any city charters this session.

The effect of the late decision of our Supreme Court upon our tax law has been over-estimated. It was in reference to taxes charged back to counties under the "Five-year law," so called. This was passed as a part of the tax law of 1869. It was sought to make it apply to all taxes assessed previous to 1869 as well as subsequent. The Court decide in substance that it could not be applied to taxes assessed previous to 1869, because no such intent of the Legislature was expressed in the law.

Your committee believe that it would be competent for the Legislature to still restore to the law of 1869 the principle of making the counties carry the small amount of taxes of each year since 1869 remaining uncollected, after the State had carried such taxes for a term of years and collected all that could be fairly presumed to be collectible.

This would relieve the State from an accumulation of uncollected taxes since 1869.

The Supreme Court declared this principle in that act, not retrospective but in the same connection it is said "as a matter of future policy it might fairly be considered as a means of ultimate collection by making the county a guarantor not only of the validity of the taxes but also of the marketable value of the security.

But it is said that the State becomes an absolute purchaser at the tax sales and cannot thus relieve itself. This may be true when applied to purchases previous to 1869, for certainly those were all the tax purchases the court had in contemplation when it uttered that dictum. The further dictum of the court above quoted, that as a matter of future policy it might make the county a guarantor, etc., shows us they did not apply the absolute purchaser idea to the sales to the State under the law of 1869.

To remove all doubts upon that question and relieve the State from any possible future accumulations of "bad bargains," your committee believe in so amending the present law as to make the bids to the State expressly in trust for the collection of the tax liens, and that the tax on the land be not extinguished by such bids. Such were some of the results of the investigations of your committee on the operation of and defects which have unwittingly been allowed to creep into our present system. All of these defects they believe can be cured, and the system restored to as efficient operation as in former years.

The bill which came from the House came to our hands at so late a day, that your committee could not possibly maturely consider it. If we had no system now, and were about to start one, we might be inclined to adopt and test it. But the changes proposed are so radical, that your committee, without more mature consideration of the subject, could not take the responsibility of recommending an effort to change our present system, so radically, at this late day in the session.

The evil of special local taxes being returnable to the State is not met by the House bill, and cannot be reached by it. Your committee have, therefore, recommended only such legislation as will prevent the State from accumulating permanent burdens in the future, and tend to relieve it from those gathered in the past. This, in the opinion of your committee, is all we can prudently do in the limited time before us.

The committee have unanimously agreed to submit the subjoined report on the House bill referred to us.

FITCH R. WILLIAMS, *Chairman*.
W. P. ANDRUS.
M. SHOEMAKER.

By the special committee appointed to take into consideration the revision of the tax laws:

The special committee appointed to take into consideration the revision of the tax laws, to whom was referred

Substitute for House bills Nos. 34, 51, 101, 104, 119, 241, 300, 524, 525, and 540 (printed No. 369), entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal sections number 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109,

110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, and 167, of chapter 21, of the compiled laws of 1871, being compiler's sections 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1007, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, and 1142; also, to repeal act No. 45, session laws of 1872, approved March 29, 1872; also, act No. 47, session laws of 1873, approved March 27, 1873; also, act No. 65, session laws of 1873, approved April 1, 1873; also, act No. 90, session laws of 1873, approved April 15, 1873; also, act No. 105, session laws of 1873, approved April 17, 1873; also, act No. 176, session laws of 1873, approved April 29, 1873; also, act No. 181, session laws of 1873, approved April 29, 1873; also, act No. 6, session laws of 1874, approved March 24, 1874; also act No. 17, session laws of 1875, approved February 25, 1875; also, act No. 135, session laws of 1875, approved April 27, 1875; also, act No. 156, session laws of 1875, approved April 29, 1875; and also, act No. 196, session laws of 1875, approved May 1, 1875;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled:

A bill to amend sections 87 and 88 of "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add a new section thereto to stand as section 124 of said act, and as section 1090 of said compiled laws,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FITCH R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Burleigh,

The following concurrent resolution was taken from the table.

Whereas, The property of the Michigan Central Railroad Company, by virtue of the charter of the said company, is exempt from municipal taxation, and is only subject to a limited extent to taxation by the State;

And whereas, This special immunity of the said company from the burden of taxation is only to the extent of protecting therefrom such property of the said company as is reasonably necessary and proper to the conduct of the sole and legitimate business of the said company;

And whereas, In the city of Detroit, and between the said city and the Grand Trunk Junction, so called, in the township of Springwells, in the county of Wayne, the said the Michigan Central Railroad Company has purchased large and extensive grounds and property, and to a much greater extent than is necessary and proper to fairly conduct its own several business, and has so enlarged its grounds and property for the purpose of accommodating other railroad companies in the transaction of their business; and in furthering that purpose the said the Michigan Central Railroad Company has been for some time past and is now permitting various railroad companies, to-wit: the Grand Trunk Railway Company of Canada, the Great Western Railway Company of Canada, the Detroit & Bay City Railroad Company, the Detroit Lansing & Northern Railroad Company, the Flint & Pere Marquette Railroad Company, the Grand River Valley Railroad Company, and the Toledo, Canada Southern and Detroit Railway Company to occupy and avail themselves of such enlarged grounds and property:

Resolved (the Senate concurring), That the Attorney General and Commissioner of Railroads be, and they are hereby requested to examine into the matters aforesaid, and to take such measures as they shall deem advisable and expedient, and to institute legal proceedings if necessary to fully ascertain by what warrant or authority the said the Michigan Central Railroad Company assumes to so extend and enlarge its grounds and property beyond and in excess of the reasonable necessities of its own business, and permits other railroad companies to use and avail themselves of such facilities, and thereby enable such companies to escape from the performance of the duty they owe to the State to fully bear the proper and legitimate burdens of taxation to which they should justly be subjected. The said Attorney General and Commissioner of Railroads are also requested, should they find such procedure without warrant or authority, to take such action as will be lawful and necessary to prevent a further continuance of such conduct.

The same being a House concurrent resolution as amended by the Senate,

In which amended form the House had concurred except so far as the striking out of the following fourth subdivision of the original preamble:

And whereas, Also the said the Michigan Central Railroad Company has been and is now, to a considerable extent, conducting itself in a like manner at and about the city of Jackson, in the county of Jackson, in enlarging its grounds and property to accommodate the Grand River Valley Railroad Company, the Michigan Air Line Railroad Company, the Fort Wayne, Jackson & Saginaw Railroad Company, and the Jackson, Lansing & Saginaw Railroad Company; therefore,

In which striking out the House non-concurred.

Mr. Shoemaker moved that the Senate adhere to its amendment striking out the said fourth subdivision of the original preamble.

Which motion prevailed.

Mr. Andrus moved to take from the table the following:

Senate bill No. 216, entitled

A bill making appropriations for the expenses of the State officers and State government, and providing a tax to defray the same for the years 1877 and 1878;

Which motion prevailed.

On motion of Mr. Andrus,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Nelson moved to reconsider the vote by which the Senate passed

Senate substitute for House bill No. 134 (printed No. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies;

Which motion prevailed.

The question being on the passage of the bill,

It was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. McElroy,

Mr. Wilcox,

2

NAYS.

Mr. Adair,

Mr. Edsell,

Mr. Nelson,

Mr. Shoemaker,

Baxter,

Freeman,

Newcomb,

Taylor,

Chamberlain,

Hinchman,

Packard,

Tyler,

D. R. Cook,

Jenney,

Perrin,

Williams,

Wm. Cook,

Morse,

Read,

19

Mr. Taylor moved to take from the table the following:

House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money:

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Taylor, a majority of the Senators consenting thereto, moved to amend the bill by striking out the first three lines in section 4, and substitute the following in lieu thereof, to stand as section 4.

Sec. 4. The total amount of loans or deposits received and not repaid by such society, under the provisions of the last preceding section, shall not at any time exceed *two-thirds* of the amount for the time being secured to such society by bonds and mortgages or notes and mortgages on real estate, as provided in sections eight and nine of this act; it being the true intent of this section that *at least one-third* of the amount invested in the securities as aforesaid shall consist of the capital paid in by the members of such society; and

Which was agreed to.

Mr. Hinchman, a majority of the Senators consenting thereto, moved to amend the bill by striking out all of section 2 after the words "consist of" and inserting in lieu thereof the words "fifty thousand dollars paid in in cash;"

Which was not agreed to.

Mr. Williams, a majority of the Senators consenting thereto, moved to further amend the bill by striking out all of section 4, after the word "society," in line 9, and inserting the following in lieu thereof: "So as to affect or impair the amount of the capital required by this section to be invested in real estate securities as a protection and guarantee for such loans or deposits;"

Which was not agreed to.

Mr. Shoemaker, a majority of the Senators consenting thereto, moved to further amend the bill by inserting in section 23, line 5, after the words "such

society," the following: "or if such society shall neglect to make the report as required by the last preceding section;"

Which was agreed to.

Mr. Shoemaker, a majority of the Senators consenting thereto, moved to further amend the bill by striking out in section 23, lines 6 and 7, the words, "If required and instructed so to do by said Governor;"

Which was agreed to.

Mr. Packard, a majority of the Senators consenting thereto, moved to further amend the bill by inserting the following, to stand as section 31, in lieu of section 31 which was stricken out by the Senate:

Sec. 31. The by-laws of any society formed under this act shall be recorded in a book to be kept for that purpose, and such book shall be open during business hours for the inspection of the members. The by-laws so recorded shall be binding on the several officers and members of such society, and on all persons claiming on account of any or either of them, or under such by-laws, all of whom shall be deemed and taken to have full notice thereof by such record. The entry of such by-laws in the books of such society, or a true copy of the same, examined with the original, and proved to be a true copy, shall be received as evidence thereof in all courts and places;

Which was agreed to.

Mr. Morse moved to reconsider the vote by which the Senate refused to agree to the motion to amend the bill by striking out all of section 4 after the word "society" in line 9, and inserting the following in lieu thereof: "so as to affect or impair the amount of the capital required by this section to be invested in real estate securities, as a protection and guarantee for such loans or deposits."

Which motion prevailed.

The question being then on the adoption of the amendment,

The same was agreed to.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Burleigh,	Mr. Morse,	Mr. Rankin,	Mr. Wilcox,	
Markey,	Nelson,	Taylor,	Williams,	
McElroy,	Packard,	Tyler,		11

NAYS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Hinchman,	Mr. Shoemaker,	
Baxter,	Footo,	Morgan,	Waterbury,	
D. R. Cook,	Freeman,	Perrin,		11

Pending the announcement of the vote,

Mr. Morse moved that Mr. Andrus be excused from voting;

Which motion prevailed.

Pending the announcement of the vote,

Mr. Morse moved that Mr. Read be excused from voting;

Which motion prevailed.

Mr. Morse offered the following resolution:

Whereas, Chas. H. Perkins, Sergeant-at-Arms of the Senate, has by close attention to the duties of his position shown himself a faithful, meritorious, and valuable officer; therefore

Resolved, That the sum of one dollar and fifty cents per day during the session is hereby allowed Chas. H. Perkins, as compensation for extra services performed by reason of the absence of his assistant.

Which was adopted.

By unanimous consent,

The President announced the following

MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, }
Lansing, May 17, 1877. }

To the Legislature:

I herewith transmit a communication from the Adjutant General of the State, accompanied by a brief but valuable sketch or record of the "war flags of Michigan."

It is anticipated that these flags will be deposited in the new capitol on its completion, and it seems fitting and proper that every important circumstance connected with their history should be recorded and preserved.

Many of them are mere shreds, tattered, torn, and bullet pierced, which illustrate the valor of the men of Michigan, as well as the important part the State has borne in some of the great wars of the United States, especially in the war with Mexico, and in the more recent struggle for the maintenance and preservation of the National Union.

Beneath their folds more than ninety thousand of the truest sons of the State pressed forward through privations and amid dangers to share largely and gloriously in nearly all the battles of the great Rebellion. With unyielding devotion many gave up their lives that the nation might live, while the bleeding wounds and the trials and sufferings of others attested their fidelity to the Union and their valor in its behalf. And when their work was accomplished, in the day of their triumph, treasuring no spirit of resentment, with moderation unsurpassed, these heroes freely forgave their enemies, and restoring peace on unparalleled terms of generosity to the vanquished, betook themselves again to the quiet pursuits of life, by energy, industry and thrift to renew prosperity and make good the waste of war.

These battle flags are mementoes of patriotism and heroism worthy of remembrance, and their history should be carefully and gratefully cherished and preserved. I therefore respectfully recommend that the Legislature take such action by concurrent resolution, as shall provide for the publication of the history as a Legislative document in proper and suitable form.

CHARLES M. CROSWELL.

On motion of Mr. Taylor,

The message and accompanying communication were referred to the committees on printing and military affairs, jointly.

The President also announced the following:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, May 17, 1877. }

To the President of the Senate:

The Governor directs me to return to the Senate

Senate bill No. 204, entitled

A bill for the punishment of criminal offenses committed by convicts;

Also,

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9, of article 2, and section 10 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

As requested by resolutions of the Senate of this day.

GEO. H. HOPKINS,
Private Secretary.

On motion of Mr. Baxter,

The second named bill was laid on the table.

On motion of Mr. Wm. Cook,

The first named bill was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE, {
Lansing, May 16, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend sections 156 and 157 of act No. 142 of the session laws of 1863, entitled "An act to revise the charter of the city of St. Clair," approved March 18, 1863;

An act to amend section 8 of act No. 345 of the session laws of 1869, approved March 24, 1869, entitled "An act to incorporate the village of Rochester;"

An act making an appropriation for improvement of the grounds surrounding the new State Capitol, and furnishing the legislative halls, the State Library, and the Supreme Court room therein;

An act making appropriation for the board of fish commissioners for the year 1877 and the year 1878.

CHARLES M. CROSWELL.

The message was laid on the table.

THIRD READING OF BILLS.

House bill No. 258 (printed No. 255), entitled

A bill to amend section 5 of chapter 234, being compiler's section 7270, of the compiled laws of 1871, relative to the duties and obligations of assignees of insolvent debtors,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Read,	
Baxter,	Freeman,	Newcomb,	Tyler,	
Burleigh,	Hinchman,	Perrin,	Waterbury,	
Chamberlain,	Markey,	Rankin,	Wilcox,	
D. R. Cook,	McElroy,	.		18

NAYS.

Mr. Jenney,	Mr. Williams,	2
Title agreed to.		

On motion of Mr. Nelson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Nelson,

The Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

Substitute for House bill No. 377, entitled

A bill to revise and amend sections 6, 11, 13, 19, and 21 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids,' " and to add six new sections to the act, to stand as sections 24, 25, 26, 27, 28, and 29,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perrin,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 47 (printed No. 4), entitled

A bill to repeal act number 300, of session laws of 1873, entitled "An act to provide for the construction of a State road in the county of Newaygo," approved March 7th, 1873;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Packard,

The bill was laid on the table.

By the committees on University and appropriations and finance, jointly:

The committees on University and appropriations and finance, jointly, to whom was referred

A bill to establish a homeopathic medical college and to repeal act No. 128 of the session laws of 1875, approved April 27, 1875, entitled "An act for the establishment of a homeopathic medical department of the University of Michigan,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR,

Chairman committee on University.

W. P. ANDRUS,

Chairman of Com. on Appropriations and Finance.

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 100, entitled

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved February 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869;

And now to inform the Senate that the House has amended the title to the bill so as to read as follows:

A bill to amend act No. 14 of the session laws of 1840, entitled "An act to incorporate the fire department of the city of Detroit," approved Feb. 14, 1840, as amended by act No. 8, session laws of 1859, approved January 25, 1859, as amended by act No. 190 of session laws of 1861, approved March 15, 1861, as amended by act No. 440 of session laws of 1869, approved April 3, 1869.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Freeman moved that the Senate concur in the amendment made to the title of the bill by the House;

Which motion prevailed.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 162, entitled

A bill to amend sections 7 and 104 of act No. 365 of the session laws of

1865, approved March 21, 1865, as amended by act No. 348 of the session laws of 1867, approved March 16, 1867, as amended by act No. 388 of the session laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123;

And to inform the Senate that the House have amended the title to the bill so as to read as follows:

“A bill to amend sections 7 and 104 of act No. 365, of the session laws of 1865, approved March 21, 1865, as amended by act No. 348 of the session laws of 1867 (approved March 16, 1867, as amended by act No. 225 of the session laws of 1873, approved April 1, 1873), as amended by act No. 388 of the session laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123.”

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendments made to the title of the bill by the House;

Which motion prevailed.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 127, entitled

A bill to incorporate the city of Howell;

2. House bill No. 347 (printed No. 364), entitled

A bill to provide for the taking of private property for the public use or benefit, and for the opening of highways, streets and alleys by the cities and villages of this State;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were read a first and second time by their titles, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to respectfully request of the Senate the return of

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9 of article 2, and section 10 of article 4 of act No. 198 of the session laws of 1873, entitled “An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities

ties of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the bill be taken from the table;

Which motion prevailed.

Mr. Baxter moved that the bill be returned to the House, according to its request for the return of the same;

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 107 (printed No. 344), entitled

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154 of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22,

Which the Senate amended as follows:

SEC. 1. In all townships, cities, and villages of this State, there shall be annually levied and collected the following tax upon the business of manufacturing, selling, or keeping for sale by all persons, whose business in whole or in part, consists in selling or keeping for sale, or manufacturing distilled or malt liquors, or mixed liquors, as follows: Upon the business of selling or offering for sale spirituous or intoxicating liquors, or mixed liquors by retail, or any patent medicine mixture, or compound, which, in whole or in part, consists of spirituous or intoxicating liquors, the sum of one hundred and fifty dollars per annum; upon the business of selling or offering for sale, by retail, any malt, brewed, or fermented liquors, fifty dollars per annum; upon the business of selling brewed or malt liquors at wholesale, or at wholesale and retail, one hundred dollars per annum; upon the business of selling spirituous or intoxicating liquors at wholesale, or at wholesale and retail, three hundred dollars per annum; upon the business of manufacturing brewed or malt liquors for sale, if the quantity manufactured be over five barrels and does not exceed fifteen hundred barrels, fifty dollars; if over fifteen hundred barrels and not exceeding five thousand barrels, one hundred dollars; if five thousand barrels or over, the sum of two hundred dollars per annum; upon the business of manufacturing for sale spirituous or intoxicating liquors, three hundred dollars. No person paying a tax on spirituous or intoxicating liquors under this act shall be liable to pay any tax on the sale of malt, brewed, and fermented liquors. No person

paying a manufacturer's tax on brewed or malt liquors under this act, shall be liable to pay a wholesale dealer's tax on the same.

2. By inserting after the word "provided," where it first occurs in line 3 of section 3, the following: But no person shall engage in any business mentioned in this act until he has first notified in writing the assessing officer, whose duty it would be to assess the tax herein above provided, to be levied on such business, that he intends to commence the same (naming the time when and the place where), nor until he has also paid to the county treasurer of the proper county, the full amount of the tax therefor required by this act to be applied by such county treasurer to the payment of said tax, whenever the tax roll therefor shall come into his hands. And any person violating the foregoing shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine not exceeding one hundred dollars and cost of prosecution, and on failure to pay such fine and costs shall be imprisoned not exceeding 90 days.

3. By striking out the words "in all cases" in line 13 of section 5;

4. By striking out the word "traveled" in line 14 of section 5, and inserting "traveling" in lieu thereof;

5. By striking out the word "shall" in line 2 of section 6, and inserting the word "may" in lieu thereof;

6. By striking out the words "business of" in line 2 of section 6, and inserting the word "manufacturing" in lieu thereof;

8. By inserting after the word "receipt" the following: "And if such business includes the sale of brewed or malt liquors only, the words 'malt liquors' shall be printed in large and conspicuous letters on the receipt;"

8. By adding to section 7 the following: "to the end of the taxing year;"

9. By striking out the words "him, the said sheriff," and inserting "himself" in lieu thereof;

10. By striking out all of section 17 after the word "prosecutor" in line 9,

And now to inform the Senate that the House has amended said Senate amendments as incorporated in the bill, as published in the journal on pages 1060 and 1061, as follows:

1. Amend by inserting in section 3, line 4 (as found in the journal aforesaid), after the word "act," the following: "after the first Wednesday succeeding the third Monday in May in each and every year;"

2. Amend by striking out of section 3 line 9, as found in said journal, the following: "To be applied by such county treasurer to the payment of said tax, whenever the tax roll therefor shall come to his hands."

3d. Amend by striking out of the last paragraph of section 7 the word "such," where it occurs before the word "person;"

Amend by inserting in said last paragraph of section 7, between the words "copartnership" and "engage," the following: "After the first Wednesday succeeding the third Monday in May;"

And to inform the Senate that, as thus amended, the said amendments are concurred in by the House.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendments made by the House to the Senate amendments to the bill;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Nelson,	Shoemaker,
Baxter,	Hinchman,	Packard,	Taylor,
Breitung,	Markey,	Perrin,	Tyler,
Wm. Cook,	McElroy,	Rankin,	Williams,
Edsell,	Morgan,		

22

NAYS.

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The President also announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, May 16, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 28 (printed No. 127), entitled

A bill to amend act No. 181 of the session laws of 1875, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils," approved May 1, 1875;

Which the Senate amended as follows:

1. By striking out in line 6 of section 2 the words "gauging the same, and;"
2. By striking out in line 10 of same section the word "thirty," and inserting in lieu thereof the word "forty;"
3. By striking out in line 13 of section 3 the word "five," and inserting in lieu thereof the word "ten;"
4. By striking out in line 25 of same section the words "and truthfully and accurately gauged and marked as to the quality in each package contained;"
5. By striking out section 4;
6. By striking out in line 6 of section 6 the word "thirty," and inserting in lieu thereof the word "forty;"
7. By inserting in line 2 of section 7 after the word "for" the words "any violation of the provisions of this act;" also by striking out the words "acts of the" in same line;
8. By striking out in line 2 of section 9 the words "of this section," and inserting in lieu thereof the words "any of the provisions of this act;"

In the 1st, 3d, 4th, 5th, 7th, and 8th named amendments the House concurred, but in the 2d and 6th named of which amendments the House refused to concur.

And upon which 2d and 6th named amendments the Senate insisted; and upon which a committee of conference was ordered, which committee of conference now report, recommending as follows:

1. That the House concur in the 2d and 6th named amendments;
2. That section 4 of the bill, which was stricken out by the 5th amendment, be now restored to the bill to stand as section 4, as passed by the House originally.

And now to inform the Senate that in the report of said conference committee the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Read moved that the Senate recede from its amendment in striking out section 4 of the bill,

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morse,	Mr. Read,
Breitung,	Hinchman,	Nelson,	Shoemaker,
Wm. Cook,	Markey,	Packard,	Taylor,
Edsell,	McElroy,	Perrin,	Waterbury,
Footo,	Morgan,	Rankin,	19.

NAYS.

Mr. Baxter,	1
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GENERAL ORDER.

On motion of Mr. Edsell,

The Senate went into committee of the whole on the general order,

Mr. Perrin in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following bills:

1. House manuscript bill No. 551, entitled

A bill to amend section 1 of act No. 436, session laws of 1869, entitled "An act to provide for the payment of certain drainage orders outstanding in the county of Oakland;

2. House bill No. 580 (printed No. 335,) entitled

A bill to amend section 3 of chapter 59 of the compiled laws of 1871, being compiler's section 2029, entitled "An act to prevent animals from running at large in the public highways,"

3. House substitute for House bills Nos. 304, 331, and 165 (printed No. 359), entitled

A bill entitled "An act making appropriations for the general and other expenses of the University of Michigan;"

4. House manuscript bill No. 569, entitled

A bill to authorize the board of supervisors of the several counties in this State to provide for the preservation and maintenance of the section corners and quarter stakes of the original survey in their respective counties;

5. House bill No. 278 (printed No. 332), entitled

A bill to provide for a tax upon dogs, and to create a fund for the payment of certain damages for sheep killed or maimed by them in certain cases;

6. Senate substitute for House bills Nos. 34, 51, 101, 104, 119, 241, 300, 524, 525, and 540 (printed No. 369), entitled

A bill to amend sections 87 and 88 of "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add one new section thereto, to stand as section 124 of said act, and as section 1090 of said compiled laws;

7. House bill No. 377 (printed No. 348), entitled

A bill to revise and amend sections 6, 11, 13, 19, and 21 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids,'" and to add six new sections to the act, to stand as sections 24, 25, 26, 27, 28, and 29;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

8. House bill No. 471 (printed No. 327), entitled

A bill to amend sections 23, 24, 32, 43, 44, and 71, of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison, and the government and discipline thereof, and to repeal all acts inconsistent therewith," approved May 3, 1875, and to add three new sections thereto, to stand as sections 78, 79, and 80, and to repeal sections 72 and 74 of said act;

9. House bill No. 489 (printed No. 336), entitled

A bill to provide for the removal of a jam of floodwood in the Shiawassee river, in the county of Saginaw, for the purpose of preventing the permanent overflow of valuable lands adjacent thereto, and to appropriate ten sections of swamp land to defray the cost thereof;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

House bill No. 314 (printed No. 330), entitled

A bill to provide for laying out and constructing a State ditch or drain in town 8 north, of range 2 east (Rush, Shiawassee county), and for making an appropriation of State swamp land to aid in the construction of the same;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

The committee of the whole have also had under consideration the following joint resolution:

Senate substitute for House joint resolution No. 15 (printed No. 25), entitled Joint resolution requiring the State Treasurer to pay certain moneys due the several counties;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following joint resolution:

House joint resolution No. 20 (printed No. 30), entitled

Joint resolution proposing an amendment to section ten, Article X., of the Constitution of this State, relative to county auditors;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

P. K. PERRIN, *Chairman*.

Report accepted and committee discharged.

The first, second, fourth, fifth, sixth, and seventh named bills, and the first named joint resolution were placed on the order of third reading.

Mr. Morse moved to amend the third named bill by adding to section 1 thereof the following:

"For the support of the school of mines for the year 1877, ten thousand five hundred dollars; for the support of the school of mines for the year 1878, ten thousand five hundred dollars;"

Mr. Morse called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows:

YEAS.

Mr. Andrus, D. R. Cook, Foote,	Mr. Markey, Morgan, Morse,	Mr. Newcomb, Perrin,	Mr. Read, Shoemaker,	10
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NAYS.

Mr. Adair, Baxter, Burleigh, Chamberlain, Wm. Cook,	Mr. Edsell, Freeman, Hinchman, Jenney,	Mr. McElroy, Nelson, Packard, Taylor,	Mr. Tyler, Waterbury, Wilcox, Williams,	17
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Pending the announcement of the vote,

Mr. Tyler moved that Mr. Burleigh be excused from voting ;

Which motion did not prevail.

Mr. Burleigh then voted as recorded above.

Pending the announcement of the vote,

Mr. Burleigh moved that Mr. Tyler be excused from voting ;

Which motion did not prevail.

Mr. Tyler then voted as recorded above.

The bill was placed on the order of third reading.

On motion of Mr. Baxter,

The Senate concurred in the amendments made by the committee to the eighth and ninth named bills and the second named joint resolution, and the same were placed on the order of third reading.

Mr. Baxter moved that the Senate concur in the action of the committee in striking out all after the enacting clause of the tenth named bill.

Mr. Taylor called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair, Baxter, Chamberlain, D. R. Cook,	Mr. Wm. Cook, Edsell, Freeman, Hinchman,	Mr. Morgan, Nelson, Packard, Perrin,	Mr. Read, Shoemaker, Williams,	15
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NAYS.

Mr. Burleigh, Foote, Jenney,	Mr. Markey, McElroy,	Mr. Morse. Taylor,	Mr. Tyler, Wilcox,	9
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On motion of Mr. Waterbury,

The title and enacting clause of the bill were laid on the table.

By unanimous consent, Mr. Tyler moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the judicial circuits of this State, and to create the 23d judicial circuit ;

Which motion prevailed.

On motion of Mr. Morse,

The Senate took up business under the order

THIRD READING OF BILLS.

House manuscript bill No. 551, entitled

A bill to amend section 1 of act No. 436 of the session laws of 1869, entitled

“An act to provide for the payment of certain drainage orders outstanding in the county of Oakland,”

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Morgan,	Mr. Shoemaker,	
Burleigh,	Hinchman,	Newcomb,	Taylor,	
Wm. Cook,	Jenney,	Perrin,	Tyler,	
Edsell,	Markey,	Read,	Wilcox,	
Foote,	McElroy,			18

NAYS.

Mr. Chamberlain,	Mr. Nelson,	Mr. Packard,	Mr. Waterbury,	4
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Title agreed to.

House bill No. 580 (printed No. 335), entitled

A bill to amend section 3 of chapter 59 of the compiled laws of 1871, being compiler's section 2029, entitled “An act to prevent animals from running at large in the public highways,”

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morse,	Mr. Read,	
Baxter,	Freeman,	Nelson,	Shoemaker,	
Burleigh,	Hinchman,	Newcomb,	Taylor,	
Chamberlain,	Jenney,	Packard,	Tyler,	
Wm. Cook,	Markey,	Perrin,	Wilcox,	
Edsell,	McElroy,			22

NAYS.

Mr. Morgan,		1
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Title agreed to.

Substitute for House bills Nos. 304, 331 and 165 (printed No. 359) entitled

A bill entitled “An act making appropriations for the general and other expenses of the University of Michigan,”

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Shoemaker,	
Andrus,	Foote,	Nelson,	Taylor,	
Baxter,	Freeman,	Newcomb,	Tyler,	
Burleigh,	Hinchman,	Osborn,	Waterbury,	
Chamberlain,	Jenney,	Packard,	Wilcox,	
D. R. Cook,	Markey,	Perrin,	Williams,	
Wm. Cook,	McElroy,	Read,		27

NAYS.

Mr. Morse,		1
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Pending the announcement of the vote,

Mr. Freeman moved that Mr. Morse be excused from voting;

Which motion did not prevail.

Mr. Morse then voted as recorded above.

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House manuscript bill No. 569, entitled

A bill to authorize the board of supervisors of the several counties in this State to provide for the preservation and maintenance of the original section corners and quarter posts as surveyed and recorded by the original survey thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Jenney,	Mr. Nelson,	Mr. Shoemaker,	
Chamberlain,	Markey,	Newcomb,	Tyler,	
Wm. Cook,	McElroy,	Perrin,	Wilcox,	
Foote,	Morgan,	Read,	Williams,	
Freeman,	Morse,			18

NAYS.

Mr. Adair,	Mr. Edsell,	Mr. Hinchman,	Mr. Packard,	
Burleigh,				5

Title agreed to.

House bill No. 278 (printed No. 332), entitled

A bill to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases,

Was read a third time and passed, a majority of all the Senators elect voting herefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Jenney,	Mr. Rankin,	
Andrus,	Edsell,	McElroy,	Shoemaker,	
Baxter,	Foote,	Morse,	Waterbury,	
Burleigh,	Freeman,	Nelson,	Wilcox,	
Chamberlain,	Hinchman,	Packard,		19

NAYS.

Mr. D. R. Cook,	Mr. Morgan,	Mr. Perrin,	Mr. Williams,	
Markey,	Newcomb,			6

Title agreed to.

Senate substitute for House bills Nos. 34, 51, 101, 104, 119, 241, 300, 524, 525, and 540 (printed No. 369), entitled

A bill to amend sections 87 and 88 of "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add one new section thereto, to stand as section 124 of said act, and as section 1090 of said compiled laws;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,
Andrus,	Foote,	Morgan,	Read,

Mr. Baxter, Burleigh, Chamberlain, D. R. Cook, Wm. Cook,	Mr. Freeman, Hinchman, Jenney, Markev.	Mr. Morse, Nelson, Newcomb, Perrin,	Mr. Shoemaker, Tyler, Waterbury, Williams,	25
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NAYS.

0

Title agreed to.

House bill No. 471 (printed No. 327), entitled

A bill to amend sections 23, 24, 32, 43, 44, and 71 of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison, and the government and discipline thereof, and to repeal all acts inconsistent therewith," approved May 3, 1875, and to add three new sections thereto to stand as sections 78, 79, and 80, and to repeal sections 72 and 74 of said act;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Burleigh, Chamberlain, D. R. Cook, Wm. Cook,	Mr. Edsell, Foote, Freeman, Hinchman, Jenney, Markey,	Mr. McElroy, Morgan, Morse, Nelson, Newcomb, Perrin,	Mr. Rankin, Read, Shoemaker, Waterbury, Wilcox, Williams,	25
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0

NAYS.

The question being on agreeing to the title,

Mr. Wm. Cook moved to amend the title by inserting after the figures "32" the figures "41;"

Which motion prevailed.

The title, as amended, was then agreed to.

House bill No. 377 (printed No. 348), entitled

A bill to revise and amend sections 6, 11, 13, 19 and 21 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids,'" and to add six new sections to the act, to stand as sections 24, 25, 26, 27, 28, and 29,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Burleigh, Chamberlain, D. R. Cook,	Mr. Wm. Cook, Edsell, Foote, Freeman, Hinchman, Jenney,	Mr. Markey, McElroy, Morse, Nelson, Newcomb, Perrin,	Mr. Rankin, Read, Shoemaker, Waterbury, Wilcox, Williams,	24
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NAYS.

0

Title agreed.

On motion of Mr. Andrus,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 489 (G. O. 336), entitled

A bill to provide for the removal of a jam of floodwood in the Shiawassee river, in the county of Saginaw, for the purpose of preventing the permanent overflow of valuable lands adjacent thereto, and to appropriate ten sections of swamp land to defray the cost thereof;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Morse,	Shoemaker,	
Baxter,	Freeman,	Nelson,	Tyler,	
Burleigh,	Hinchman,	Newcomb,	Waterbury,	
Chamberlain,	Jenney,	Packard,	Wilcox,	
D. R. Cook,	Markey,	Perrin,	Williams,	
Wm. Cook,	McElroy,	Rankin,		27

NAYS.

0

The question being on agreeing to the title,

Mr. Baxter moved to amend the title so as to read as follows:

A bill to authorize the Board of Control of State swamp lands to cause the removal of a jam or raft of floodwood from the Shiawassee river in the township of St. Charles, in the county of Saginaw, and to appropriate not to exceed ten sections of State swamp land to defray the cost thereof;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Baxter.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House joint resolution No. 15 (printed No. 25), entitled

Joint resolution requiring the State Treasurer to pay certain moneys due the several counties;

Was read a third time and, pending the taking of the vote thereon,

Mr. Tyler moved that the same be laid on the table;

Which motion did not prevail.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,	
Andrus,	Foote,	Morgan,	Read,	
Baxter,	Freeman,	Nelson,	Shoemaker,	
Burleigh,	Hinchman,	Newcomb,	Wilcox,	
Chamberlain,	Jenney,	Perrin,	Williams,	
Wm. Cook,	Markey,			22

NAYS.

Mr. Morse,

1

The question being on agreeing to the title,

Mr. Shoemaker moved to amend the title so as to read as follows:

Joint resolution relative to the disposition of the proceeds of the sale of the State swamp lands under section 5, of act No. 31, approved February 5th, 1858;

Which motion prevailed.

The title as amended was then agreed to.

House joint resolution No. 20 (printed No. 30), entitled

Joint resolution proposing an amendment to section ten, Article X. of the Constitution of this State relative to county auditors;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Shoemaker,
Andrus,	Edsell,	Morgan,	Taylor,
Baxter,	Footo,	Morse,	Tyler,
Breitung,	Freeman,	Nelson,	Waterbury,
Burleigh,	Hinchman,	Newcomb,	Wilcox,
Chamberlain,	Jenney,	Packard,	Williams,
D. R. Cook,	Markey,	Rankin,	

27

NAYS.

0

Title agreed to.

The following is the joint resolution:

JOINT RESOLUTION proposing an amendment to section 10, Article X. of the Constitution of this State relative to county auditors.

Resolved by the Senate and House of Representatives of the State of Michigan, That the following amendment to the constitution of this State be and the same is hereby proposed to stand as section 10 of Article X.:

Section 10. The board of supervisors, or in the counties of Wayne and Kent, the board of county auditors, shall have the exclusive power to prescribe and fix the compensation for all services rendered for, and to adjust all claims against their respective counties, and the sum so fixed or defined shall be subject to no appeal.

Be it further resolved, That said constitutional amendment shall be submitted to the people of this State at the next spring election, to be held on the first Monday of April, in the year eighteen hundred and seventy-eight, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State in the same manner that he is now required to do in case of an election of Governor or Lieutenant Governor, and the inspectors of election in the several townships and cities in this State shall prepare a suitable box for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed, or partly written and partly printed, on his ballot the words: "Amendment relative to auditors for the counties of Kent and Wayne—Yes." And each person voting against said amendment shall have on his ballot in like manner the words: "Amendment relative to auditors for the counties of Kent and Wayne—No." The ballot shall in all respects be canvassed and returns made as in the election of Governor or Lieutenant Governor.

By unanimous consent,

The President announced the following

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 203 (printed No. 353), entitled

A bill to abolish the county of Manitou;
Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in all of which the concurrence of the Senate is respectfully asked.

Very respectfully,
DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 341 (printed No. 362), entitled

A bill to detach certain portions of territory from the county of Mackinac and to annex the same to the county of Chippewa;

2. House bill No. 530 (printed No. 356), entitled

A bill to facilitate the publication of the public acts of the Legislature;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on printing.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 480 (printed No. 339), entitled

A bill to amend section one of an act entitled "An act to provide for laying out and establishing a State road in the township of Sherman, county of Keweenaw," approved April 17, 1871;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 77, entitled

A bill to prevent betting upon the result of any political nomination, appointment, or election.

2. Senate bill No. 157, entitled

A bill to amend act No. 103 of the laws of 1875, being "An act to amend section 28 of an act entitled 'An act to revise and consolidate the several acts relative to the support and maintenance of poor persons,' approved April 5, 1869, being section 1843 of the compiled laws of 1871," approved April 22, 1875.

3. Senate bill No. 103, entitled

A bill to authorize registers of deeds to procure a seal of office.

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 388 (printed No. 309), entitled

A bill to provide for the building of a bridge across the Muskegon River at the point where said river is crossed by the Grand Rapids and Big Rapids State road, in the county of Mecosta,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 541 (printed No. 351), entitled

A bill to amend section 1 of an act to authorize and empower judges of probate to license executors, administrators, and guardians to mortgage or otherwise pledge estate for the settlement of debts against the same, approved March 15, 1861, the same being sections 4625, 4626, and 4627, of the compiled laws of 1871, and to add a new section thereto;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 129, entitled

A bill to authorize cities, incorporated villages, and townships, to establish and maintain free public libraries and reading rooms;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 1 line 4, by striking out all after the word "annually," where it first occurs, to the word "on," in same line;

2. Also, to inform the Senate that the House has amended the same by adding a new section thereto, to stand as section 12, to read as follows: "This act shall not apply to cities or villages containing a population of over ten thousand, or to any city or village maintaining a public library under any special act;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Morgan moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Nelson,	Mr. Shoemaker,
Andrus,	Hinchman,	Newcomb,	Taylor,
Baxter,	Jenney,	Packard,	Tyler,
Breitung,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Wilcox,
Wm. Cook,	Morgan,	Read,	Williams,
Edsell,	Morse,		

26

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 133, entitled

A bill to amend the fifth and ninth clauses of section 9 of article 2 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

Concerning which the last action of record was concurrence in the recommendations of a committee of conference.

And now to inform the Senate that the House has reconsidered that action, and amended the report of the committee of conference by striking out of the 7th sub-division of recited section 9, lines 10 and 11 of the enrolled copy, the word "rate" and inserting in lieu thereof the word "charge," where it occurs in each of said lines.

And further to inform the Senate that in the recommendation of the said conference committee, as thus amended, the House now concurs,

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Morse,	Shoemaker,	
Baxter,	Freeman,	Nelson,	Taylor,	
Breitung,	Hinchman,	Newcomb,	Tyler,	
Chamberlain,	Jenney,	Packard,	Waterbury,	
D. R. Cook,	Markey,	Perrin,	Wilcox,	
Wm. Cook,	McElroy,	Rankin,	Williams,	28

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent,

Mr. Shoemaker moved to take from the table the following:

Senate bill No. 200, entitled

A bill to amend sections 10, 18, and 19 of chapter 5, sections 2, 7, and 15 of chapter 6, section 8 of chapter 18, section 6 of chapter 20, section 11 of chapter 21, sections 6, 7, and 12 of chapter 22, section 10 of chapter 23, and sections 4, 5, and 20 of chapter 25, of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

Which motion prevailed.

Mr. Shoemaker moved that the bill be considered as in committee of the whole, with the President in the chair.

Which motion prevailed.

The Senate then considered the bill as in committee of the whole.

After some time spent in such consideration,

On motion of Mr. Shoemaker,

The Senate concurred in sundry amendments made to the bill during such consideration, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Shoemaker,
Baxter,	Hinchman,	Newcomb,	Taylor,
Breitung,	Jenney,	Packard,	Tyler,
D. R. Cook,	Markey,	Perrin,	Waterbury,

Mr. Wm. Cook,	Mr. McElroy,	Mr. Rankin,	Mr. Wilcox,	
Edsell,	Morse,	Read,	Williams,	24
NAYS.				0

The question being on agreeing to the title,

Mr. Shoemaker moved to amend the title so as to read as follows:

A bill to amend section 3 of chapter 1, sections 10, 18, and 19 of chapter 5, sections 2 and 15 of chapter 6, section 6 of chapter 20, section 11 of chapter 21, sections 7 and 12 of chapter 22, and sections 4, 5, and 20 of chapter 25 of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

Which motion prevailed.

The title as amended was then agreed to.

Mr. Morse moved to reconsider the vote by which the Senate refused to pass House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Taylor,

The bill was laid on the table.

Mr. Waterbury moved that the Senate adjourn;

Which motion did not prevail.

By unanimous consent

Mr. Taylor moved to take from the table

A bill making appropriations for current expenses of the University of Michigan for the years 1877 and 1878;

Which motion prevailed.

On motion of Mr. Taylor,

The bill was referred to the committees on University, appropriations and finance, and mines, minerals and mining interests.

Mr. McElroy moved that the Senate take a recess until half-past seven o'clock this evening.

Mr. Tyler moved that the Senate adjourn until nine o'clock to-morrow morning;

Which latter motion prevailed.

Lansing, Friday, May 18, 1877.

The Senate was called to order by the President at 9 o'clock A. M.
Roll called: a quorum present.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills to the Governor under the rules:

Senate bill No. 92, entitled

A bill to amend sections 28, 29, 39, 47, 49, and 52, and to repeal sections 67 and 68 of an act entitled, "An act to incorporate the city of Ionia," approved March 21, 1873;

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House bill No. 541 (printed No. 351), entitled

A bill to amend section 1 of an act to authorize and empower judges of probate to license executors, administrators, and guardians to mortgage or otherwise pledge estate for the settlement of debts against the same, approved March 15, 1861, the same being sections 4625, 4626, and 4627 of the compiled laws of 1871, and to add a new section thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The bill was laid on the table.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 203 (printed No. 353), entitled

A bill to abolish the county of Manitou,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MORSE, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order of third reading.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 388 (printed No. 369) entitled

A bill to provide for the building of a bridge across the Muskegon river at the point where said river is crossed by the Grand Rapids and Big Rapids state road, in the county of Mecosta,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order of third reading.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 356 (printed No. 361), entitled

A bill to authorize and empower the Board of Control of State Swamp Lands to make an appropriation of State swamp lands to complete and make passable a certain section of the Duncan, Alpena and Au Sauble State Road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then placed on the order of third reading.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 458 (printed No. 329), entitled

A bill to amend section 2 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being compiler's section 2090 of the compiled laws of 1871, as amended by act No. 195, of the session laws of 1875, approved May 1, 1875, and to add five new sections thereto, to stand as sections 5, 6, 7, 8, and 9 of said act;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. V. TYLER, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order of third reading.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 347 (printed No. 364), entitled

A bill to provide for taking private property for the public use or benefit, and for the opening of highways, streets and alleys, by the cities and villages of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McElroy,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then placed on the order of third reading.

By the committee on engrossment and enrollment of bills:

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 108, entitled

A bill to amend compiler's section 1741 of the compiled laws of 1871, approved March 15th, 1871, entitled "An act to authorize boards of health to dispose of real estate;"

Senate bill No. 150, entitled

A bill to amend "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers," approved April 8, 1851;

Senate joint resolution No. 15, entitled

Joint resolution to authorize the Commissioner of the State Land Office, or other proper officer, to convey the south half of the southeast quarter of section 16, in township No. 7 south, of range 6 east, to Johannes A. Lefever, assignee of primary school land certificate No. 7989;

Senate bill No. 211, entitled

A bill to define and limit the term of office of officers and commissioners appointed by the Governor, in cases not otherwise defined and limited;

Senate bill No. 189, entitled

A bill to amend section 1 of an act entitled "An act to regulate proceedings by attachment against foreign corporations in certain cases," approved April 4, 1871, being compiler's section 5519 of the compiled laws of 1871;

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

By the committees on military affairs and printing, jointly:

The committees on military affairs and printing, jointly, to whom was referred

The message of His Excellency the Governor, received by the Senate May 17th, together with a communication from the Adjutant General, transmitted therewith relative to the history of the battle-flags of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying concurrent resolution, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. J. TAYLOR,

Chairman Committee on Military.

F. H. RANKIN,

Chairman Committee on Printing.

The following is the concurrent resolution accompanying the report:

Whereas, His Excellency the Governor has transmitted to the Legislature a communication from the Adjutant General of the State, accompanied by a record of the war flags of Michigan, and recommends that the Legislature take such action by concurrent resolution as shall provide for the publication of the history of these mementoes of the patriotism and heroism of our citizen soldiers in proper and suitable form for preservation and distribution; therefore.

Resolved by the Senate (the House of Representatives concurring), That there be and the same is hereby ordered printed in a style similar to the printed proceedings of the Laying of the Corner Stone of the Michigan State Capitol, two thousand copies of the History of the Battle Flags of Michigan, at a cost not to exceed four hundred and fifty dollars,—one thousand copies for the use of State officers, members of the Legislature and officers of the same, and of the several State Boards, and one thousand copies for general distribution, as the Governor may direct.

Report accepted and committee discharged.

Mr. Baxter moved that the concurrent resolution be adopted;

Which motion prevailed.

REPORTS OF SELECT COMMITTEES.

The following report was submitted:

The committee of conference on the disagreement between the two houses as to the amendments made by the Senate to

House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof,

Would respectfully report that they have had the said amendments under consideration, and have agreed to recommend as follows:

1st. That the Senate recede from its fourth, seventh, and eighth amendments, which are as follows: (4) Add to section 189 the following: "But in case said summons is not personally served before any owners or occupants, a copy thereof shall be published in the city of Pontiac for two successive weeks previous to said day of hearing;" (7) insert after the word "sold," in section 192, line 5, the word "at;" (8) strike out all of section 192 after the word "taxes," in line 7.

2d. That the Senate concur in the House amendments by adding the words, in line 11, after the word "jury," in section 188, "to determine the necessity of taking such premises;" also, in section 191, line 13, after the word "judge," "to determine the necessity of taking the premises sought to be condemned and."

3d. That the House concur in Senate amendments first, second, third, fifth, and sixth, which are as follows: (1) Strike out from line 7 "or to the judge of probate of said county of Oakland;" (2) insert after the first word "sheriff," in section 189, line 1, the words "under sheriff;" (3) same section, line 3, strike out the word "three" and insert "ten;" (5) in section 191, line 20, strike out the word "their" and insert the word "there;" (6) add to the end of section 191 the following: "*Provided*, That the verdict of the jury may be set aside and a new trial ordered in the same manner and on the same grounds as in ordinary civil actions in the circuit courts of this State; and a motion for a new trial, or to arrest the proceedings, shall be made within five days after the rendition of the verdict; and if no such motion is made, or being made is overruled, the court shall enter an order confirming the verdict of the jury, and such judgment of confirmation, unless reversed by the Supreme Court, shall be fixed and conclusive as to all persons interested therein."

4th. That the Senate and House concur in an amendment made by the joint committee to section 192, in line 8, by striking out the words "that such ditches, drains, or sewers, or any part thereof, shall not be constructed or," and insert in their place "that no moneys shall be paid out of the general fund of said city, nor," and ask to be discharged from the further consideration of the subject.

E. R. WILCOX,
Chairman of Senate Committee.
JOHN D. NORTON,
Chairman of House Committee.

The report was laid on the table.

MESSAGES FROM THE GOVERNOR.

The President announced a message from the Governor on executive business.

On motion of Mr. Baxter,

The message was referred to the committee on executive business.

The President also announced the following:

EXECUTIVE OFFICE,
Lansing, May 17, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend section 11 of an act, entitled an "Act to establish a State public school for dependent and neglected children, approved April 17, 1871, and to add one new section to said act, as amended by act No. 144 of 1873, and act No. 58 of 1875, to be known as section 23;

An act to amend sections 7 and 104 of act No. 365, of the session laws of 1865, approved March 21, 1865, as amended by act No. 348 of the session laws of 1867, approved March 16, 1867, as amended by act number 225 of the session laws of 1873, approved April 1, 1873, as amended by act No. 388 of the session laws of 1875, approved May 3, 1875, being an act to incorporate the city of Bay City, and to add one new section thereto to stand as section 123;

An act to protect travel on the public highways.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 220, entitled

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters, in cases of contested elections,

And to inform the Senate that the House has amended the bill as follows:

Add to the bill the following, to stand as section 5:

SEC. 5. After issue joined in any case of contested election, either party to the cause may present a petition to the court before which the said cause is to be tried, setting forth, among other things, that the petitioner has good reason to believe, and does believe, that one or more voters at the election, out of which the cause has arisen, naming him or them, and stating his or their place of residence, were unqualified to vote at such election; that he believes the same can be established by competent testimony, and that the ballot or ballots of such voter or voters was received after being challenged, as provided by law; and praying that the court may try and determine the question of the qualification of such voter or voters to vote at said election; which petition shall be verified by the oath of the petitioner, or some other person acquainted with the facts; and thereupon the court shall direct an issue to be formed within a time to be fixed therefor for the purpose of determining the question of the qualification of the voter or voters named in said petition; and such issue shall stand for trial as in other cases, and the verdict of the jury, or judgment of the court, upon such issue so made, shall be conclusive evidence as to the qualification of said voter or voters,

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Jenney moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Read,	
Andrus,	Hinchman,	Nelson,	Taylor,	
Baxter,	Jenney,	Newcomb,	Tyler,	
Chamberlain,	Markey,	Packard,	Waterbury,	
D. R. Cook,	McElroy,	Perrin,	Williams,	
Wm. Cook,	Morgan,	Rankin,		23

NAYS.

Mr. Foote, Mr. Shoemaker, 2

The bill was then referred to the committee on engrossment and enrollment enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 346 (printed No. 365), entitled

A bill to amend, consolidate, and revise the several acts and parts of acts establishing municipal and justices courts in the city of Detroit;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 141, entitled

A bill to authorize the judge of probate of Jackson county to appoint a probate register and prescribing his duties and compensation,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following joint resolution:

House joint resolution No. 17 (printed No. 9), entitled

Joint resolution authorizing the Commissioner of Land Office to issue a certificate or a deed of certain lands in Kalamazoo county to Andrew Gordon,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 16, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill

Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia,

Attached to which are certain House amendments non-concurred in by the Senate, and upon which a committee of conference was ordered, which committee reported, recommending as follows:

1. That the Senate concur in the first, second, third, fourth, fifth, sixth, seventh, fourteenth, and fifteenth named amendments made by the House;
2. That the Senate non-concur in and the House recede from the ninth and twelfth named amendments made by the House to the bill;
3. That the Senate concur in the eighth named amendment made by the House to the bill, after amending such amendment by striking out of line 1 the words "It shall be the duty of" and inserting in lieu thereof the words "The warden with the approval of the managers may, when it becomes necessary, appoint a teacher whose duty it shall be to aid;"
4. That the eleventh named amendment made by the House be amended by inserting the words "six hundred" in lieu of "four hundred;"
5. That the Senate concur in the 13th named House amendment to the bill so far as striking out of subdivision 7, of section 45, the words "as specified in division 4 of this section," but non-concur in inserting the word "governor," and that the House recede from the latter part of the 13th named House amendment;

And now to inform the Senate that in the report of that committee of conference the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 355 (printed No. 378), entitled

A bill to incorporate the public schools of the township of Alpena, and repeal sections one and two of act No. 490 of the laws of 1867, entitled "An act to authorize the formation of union school district number 1, in the township of Alpena," approved March 27, 1867; also, to repeal section 20 of act 354 of the laws of 1873, entitled "An act to organize the union school district of the city of Alpena," approved April 4, 1873;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committees on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 54 (printed No. 34), entitled

Joint resolution to confirm the title of the city of Lansing, Michigan, to the east half of lot 2, block 245, of Lansing, Michigan,

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

CONCURRENT RESOLUTION to legalize the return of taxes of 1876 from certain townships in the counties of Berrien, Cass, and Roscommon, and from the county of Ogemaw.

Resolved by the House (the Senate concurring), That the returns of taxes of the townships of Hagar, Three Oaks, Galien, Weesaw, Lake, Buchanan, Oronoko, Royalton, Watervleit, Bainbridge, Pipestone, Berrien, Niles, and Ber-

trand in the county of Berrien; the township of Outwa in the county of Cass; the townships of Higgins and Roscommon in the county of Roscommon; also the returns of taxes of the entire county of Ogemaw for the year one thousand eight hundred and seventy-six, and all the proceedings for the collection and payment of taxes under and by virtue thereof be, and the same are hereby declared to be as legal and valid as though the treasurers of the above named counties had made their return of said taxes to the Auditor General within the time prescribed by law.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the adoption of the concurrent resolution;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Read,
Andrus,	Jenney,	Newcomb,	Shoemaker,
Baxter,	Markey,	Packard,	Tyler,
Burleigh,	McElroy,	Perrin,	Waterbury,
Chamberlain,	Morgan,	Rankin,	Williams,
D. R. Cook,			

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0

NAYS.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That the Secretary of the Senate and the Clerk of the House of Representatives be and they are hereby directed to compile and prepare for publication, and make indexes, and superintend the publication of the journals and documents of the present Legislature, and when completed and certified to by the Secretary of State, they shall each be entitled to and receive for such services the sum of five hundred dollars;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Baxter,

The concurrent resolution was referred to the committee on printing.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

House bill No. 389 (printed No. 225), entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac, approved March 15th, 1861," as amended by the several acts amendatory thereof,

Attached to which are certain Senate amendments non-concurred in by the House, upon which a committee of conference was ordered, which committee reported, recommending as follows:

1st. That the Senate recede from its fourth, seventh, and eighth amendments which are as follows: (4) Add to section 189 the following: "But in case said summons is not personally served before any owners or occupants, a copy thereof shall be published in the city of Pontiac for two successive weeks previous to said day of hearing;" (7) insert after the word "sold," in section 192, line 5, the word "at;" (8) strike out all of section 192 after the word "taxes," in line 7.

2d. That the Senate concur in the House amendments by adding the words in line 11, after the word jury, in section 188, "to determine the necessity of taking such premises;" also, in section 191, line 13, after the word judge, "to determine the necessity of taking the premises sought to be condemned and."

3d. That the House concur in Senate amendments first, second, third, fifth, and sixth, which are as follows: (1) Strike out from line 7, "or to the judge of probate of said county of Oakland;" (2) insert after the first word "sheriff," in section 189, line 1, the words, "under sheriff;" (3) same section, line 3, strike out the word "three," and insert "ten;" (5) in section 191, line 20, strike out the word "their," and insert the word "there;" (6) add to the end of section 191, the following: "*Provided*, That the verdict of the jury may be set aside and a new trial ordered, in the same manner and on the same grounds as in ordinary civil action in the circuit courts of this State; and a motion for a new trial or to arrest the proceedings shall be made within five days after the rendition of the verdict, and if no such motion is made, or being made is overruled, the court shall enter an order confirming the verdicts of the jury, and such judgment of confirmation, unless reversed by the Supreme Court, shall be fixed, and conclusive as to all persons interested therein."

4th. That the Senate and House concur in an amendment made by the joint committee to section 192 in line 8, by striking out the words, "that such ditches, drains, or sewers, or any part thereof, shall not be constructed or," and inserting in their place, "That no moneys shall be paid out of the general fund of said city, nor;"

And now to inform the Senate that in the report of said committee of conference the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Newcomb moved that the Senate concur in the recommendation of the committee of conference,

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Read,
Breitung,	Edsell,	Nelson,	Tyler,
Burleigh,	Hinchman,	Newcomb,	Waterbury,
Chamberlain,	Markey,	Packard,	Wilcox,
D. R. Cook,	McElroy,	Perrin,	Williams, 21

NAYS.

Mr. Andrus,

1

The President also announced the following :

HOUSE OF REPRESENTATIVES,)
 Lansing, May 17, 1877. {

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 412 (printed No. 368), entitled

A bill to reorganize the judicial circuits of this State, and to create the 23d judicial circuit,

In accordance with a request from the Senate to return the same.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Tyler moved to reconsider the vote by which the Senate passed the bill ; Which motion prevailed.

The question being on the passage of the bill,

Mr. Tyler, a majority of the Senators consenting thereto, moved to amend the bill as follows :

1. By striking out sections 4 and 5 and inserting the following in lieu thereof :

Sec. 4. The qualified voters of the counties mentioned in section three of this act shall, on the first Monday of July, in the year of our Lord one thousand eight hundred and seventy-seven, elect a circuit judge, who shall hold his office commencing on the sixteenth day of July, A. D. 1877, for the remainder of the unexpired term, and until his successor is elected and qualified.

Sec. 5. It shall be the duty of the sheriffs of the several counties mentioned in section three of this act, at least ten days previous to the first Monday of July, A. D. 1877, to notify the township clerks of each township and ward inspectors of election in each ward of any city in their respective counties of said election of circuit judge, and the township clerks and ward inspectors shall post notices in the usual manner for such elections in townships and wards, at least five days previous to the day of election.

2. By adding a new section to the bill to stand as section 6, and to read as follows :

Sec. 6. The said election for circuit judge shall be conducted and returns made as provided by law for the election of circuit judges for the several judicial circuits of this State, and the State board of canvassers shall, without delay, on the receipt of the certified statements of the votes given in said counties named in the third section of this act, proceed to canvass the said votes, and to deliver to the person elected, a copy of their determination as required by law ;

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Taylor,	
Andrus,	Edsell,	Morse,	Tyler,	
Breitung,	Foote,	Nelson,	Waterbury,	
Burleigh,	Freeman,	Rankin,	Wilcox,	
Chamberlain,	Hinchman,	Road,	Williams,	
D. R. Cook,	Markey,	Shoemaker,		23

NAYS.

Mr. Packard,
 Title agreed to.

On motion of Mr. Tyler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind for the years 1877 and 1878, and to repeal section 1895 of the compiled laws of 1871, and section 3 of act No. 102 of the session laws of 1857;

Attached to which were certain House amendments, non-concurred in by the Senate, upon which a committee of conference was ordered, which committee reported recommending as follows:

That the Senate amendment to the House amendment restoring the portion of section 4 stricken out, be altered so as to read as follows:

“Sec. 12 of ‘An act to establish an asylum for the deaf, dumb, and the blind, and also an asylum for the insane of the State of Michigan,’ approved April 3, 1848, being section 1895 of the compiled laws of 1871, be and the same is hereby repealed.”

And section 3 of act No. 102 of the session laws of 1857, approved February 12, 1857, be and the same is hereby amended so as to read as follows:

“Sec. 3. The members of the board of trustees shall receive, while actually employed, two dollars per day, which, with the necessary traveling expenses shall be in full of all compensation. The salaries and compensation shall be paid quarterly, in the same manner and out of the same funds as other State officers are paid, and the same is hereby annually appropriated out of any money in the treasury not otherwise appropriated.”

And now to inform the Senate that in the report of said committee the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bills:

1. House bill No. 447 (printed No. 377), entitled

A bill to amend an act entitled “An act to authorize the board of public works of the city of Grand Rapids, and the commissioners of highways of townships adjacent to the city of Grand Rapids, to unite in the improvement of highways lying between said city and townships, approved April 9, 1875;

2. House bill No. 387, entitled

A bill to amend section 2 of an act entitled “An act to amend an act entitled ‘An act to provide for the opening and improvement of roads in the line of

adjoining townships, being compiler's section 1214, chapter 23, of the compiled laws of 1871, approved March 19, 1863, and to add three new sections thereto," approved April 29, 1875;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 50 (printed No. 44), entitled

A bill to amend an act entitled "An act to incorporate the city of Niles," approved February 12th, 1859, and the several acts amendatory thereof;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

Mr. Read offered the following resolution:

Resolved (the House concurring), That the Secretary of the Senate and the Clerk of the House of Representatives be instructed to forward by mail to the post office address of each member of the Legislature the usual daily copies of the journal for the remainder of the session, also copies of such other publications, documents, and reports as have not yet been printed, to which the members are entitled, and they are hereby authorized to draw warrants on the treasury for such amount of postage as may be required;

Which was adopted.

Mr. Williams moved that the House be respectfully requested to return to the Senate

Senate bill No. 225, entitled,

A bill to amend section 11 of chapter 48 of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes;

Also,

Senate bill No. 226, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act number 159 of the session laws of 1875, approved April 29,

1875, being compiler's section 1756, relating to sale of lands for county drain taxes;

Which motion prevailed.

Mr. Burleigh moved that the committee on mines, minerals and mining interests be discharged from the further consideration of

Senate manuscript bill, entitled

A bill to provide for the support and maintenance of the school of mines in the University of Michigan, and to repeal an act entitled "An act to organize a school of mines in the University of Michigan, the establishment of additional professorships and making appropriations for maintenance of the same;"

Which motion prevailed.

By unanimous consent, The committee on mines, minerals, and mining interests submitted the following report:

The committee on mines, minerals, and mining interests, to whom was referred

Senate manuscript bill, entitled

A bill to provide for the support and maintenance of the school of mines in the University of Michigan, and to repeal an act entitled "An act to organize a school of mines in the University of Michigan, the establishment of additional professorships, and making appropriations for maintenance of the same,"

Having been discharged from the further consideration of the above named bill, respectfully report the same back to the Senate.

E. BREITUNG, *Chairman.*

Report accepted.

On motion of Mr. Taylor,

The bill was placed on the order of third reading.

Mr. Baxter offered the following resolution:

Resolved, That all bills reported by the committees shall, unless otherwise specially ordered, be placed at once on the order of third reading, there to be considered as if in committee of the whole; and all rules contravening this resolution shall be and are suspended during the remainder of this session.

Which was adopted, two-thirds of all the Senators present and voting, voting therefor.

Mr. Baxter moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 216, entitled

A bill making appropriations for the expenses of the State officers and State government and providing a tax to defray the same for the years 1877 and 1878.

Which motion prevailed.

On motion of Mr. Baxter,

The bill was placed on the order of third reading.

Mr. Baxter moved that the committee of the whole be discharged from the further consideration of

Senate manuscript bill, entitled

A bill to establish a homeopathic medical college and to repeal act No. 128 of the session laws of 1875, approved April 27, 1875, entitled "An act for the establishment of a homeopathic department of the University of Michigan;

Which motion prevailed.

On motion of Mr. Baxter,

The bill was placed on the order of third reading.

Mr. Shoemaker moved that

House bill No. 471 (printed No. 327), entitled

A bill to amend sections 23, 24, 32, 43, 44, and 71 of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State prison and the government and discipline thereof, and to repeal all acts inconsistent therewith," approved May 3, 1875, and to add three new sections thereto, to stand as sections 78, 79, and 80, and to repeal sections 72 and 74 of said act,

Which passed the Senate yesterday, be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Edsell moved to take from the table the following:

House bill No. 135 (printed No. 87), entitled

A bill to amend section 4 of chapter 21, of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage.

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Jenney,	Mr. Rankin,	
Breitung,	Edsell,	Markey,	Tyler,	
Burleigh,	Foote,	McElroy,	Waterbury,	
Chamberlain,	Freeman,	Packard,	Williams,	
D. R. Cook,	Hinchman,			18

NAYS.

Mr. Newcomb,	Mr. Shoemaker,	2
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Title agreed to.

Mr. Edsell moved that be bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Burleigh offered the following preamble and resolution:

Whereas, We recognize the faithfulness and efficiency of Denison E. Groesbeck, engrossing and enrolling clerk of the Senate, in the faithful performance of his arduous duties; therefore,

Resolved, That he be paid the sum of one dollar and fifty cents per day as extra compensation.

Mr. Freeman moved to amend the resolution by adding thereto the words: "from the date of his election as engrossing and enrolling clerk to succeed John L. Frisbie, resigned;

Which motion prevailed.

The question being on the adoption of the resolution as amended,

Mr. Waterbury called for the yeas and nays.

The resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. D. R. Cook,	Mr. McElroy,	Mr. Read,	
Breitung,	Freeman,	Morse,	Wilcox,	
Burleigh,	Jenney,	Nelson,	Williams,	
Chamberlain,	Markey,	Rankin,		15

NAYS.

Mr. Foote,	Mr. Packard,	Mr. Shoemaker,	Mr. Waterbury,	4
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By unanimous consent, the President announced the following:

MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE,
Lansing, May 17, 1877. }

To the Senate:

I am prepared to submit to the two Houses in joint convention a nomination for Quartermaster General, in place of S. S. Mathews, resigned, whenever they shall be pleased to meet for that purpose.

CHARLES M. CROSWELL.

The message was laid on the table.

By unanimous consent, the President announced the following:

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to inform the Senate that Messrs. A. J. Sawyer, Hoyt, and F. A. Baker have been appointed a committee on the part of the House to act with a like committee on the part of the Senate, relative to the message of the Governor, asking a joint convention of the two houses.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Edsell moved that a committee be appointed on the part of the Senate to act with the like committee already appointed by the House relative to the message of the Governor, asking a joint convention of the two houses;

Which motion prevailed.

The President announced as such committee, Senators Edsell, Packard, and Burleigh.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

Senate bill No. 225, entitled

A bill to amend section 11 of chapter 48 of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes;

Senate bill No. 226, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act No. 159 of the session laws of 1875, approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes;

In accordance with a request from the Senate for the return of the same.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Baxter moved that the rules be suspended, and to reconsider the vote by which the Senate passed the first named bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Baxter,

The bill was referred to the special committee relative to a revision of the tax laws.

Mr. Baxter moved that the rules be suspended, and to reconsider the vote by which the Senate passed the second named bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Baxter,

The bill was referred to the special committee relative to the revision of the tax laws.

Mr. Wilcox offered the following resolution :

Resolved, That the thanks of the Senate be tendered to Messrs. W. S. George & Co., State printers and binders, for the promptness, fidelity, and courtesy with which they have executed all work ordered from their establishment by this Legislature;

Which was adopted.

Mr. Tyler moved that the Secretary be directed to respectfully request the House to return to the Senate

House bill No. 593 (printed No. 214), entitled

A bill to maintain political purity;

Which motion prevailed.

Mr. Burleigh moved to take from the table the following :

House bill No. 114 (printed No. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein;

Which motion prevailed.

Mr. Baxter moved that the further consideration of the bill be indefinitely postponed;

Mr. Burleigh called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Andrus,	Mr. Chamberlain,	Mr. Edsell,	Mr. Read,
Baxter,	D. R. Cook,	Morgan,	Tyler,
Breitung,	Wm. Cook,	Newcomb,	Waterbury, 12

NAYS.

Mr. Adair,	Mr. Hinchman,	Mr. McElroy,	Mr. Shoemaker,
Burleigh,	Jenney,	Morse,	Wilcox,
Freeman,	Markey,	Packard,	11

On motion of Mr. Baxter,

The Senate took a recess until 10:40 o'clock A. M.

AFTER RECESS.

10:40 o'clock A. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

The Senate took up business under the order of

THIRD READING OF BILLS.

House bill No. 203 (printed No. 353), entitled

A bill to abolish the county of Manitou,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Breitung, Burleigh,	Mr. Morse, Packard,	Mr. Shoemaker, Taylor,	Mr. Waterbury, Wilcox,	9
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NAYS.

Mr. Andrus, Baxter, Chamberlain, D. R. Cook, Wm. Cook,	Mr. Edsell, Freeman, Hinchman, Jenney, Markey,	Mr. McElroy, Morgan, Nelson, Newcomb, Perrin,	Mr. Rankin, Read, Tyler, Williams,	19
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House bill No. 388 (printed No. 309), entitled

A bill to provide for the building of a bridge across the Muskegon river at the point where said river is crossed by the Grand Rapids and Big Rapids State road in the county of Mecosta,

Was read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus, Baxter, Breitung, Wm. Cook,	Mr. Foote, Jenney, Markey, Morse, Nelson,	Mr. Newcomb, Perrin, Rankin, Taylor,	Mr. Tyler, Waterbury, Wilcox, Williams,	18
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NAYS.

Mr. Burleigh, Chamberlain,	Mr. D. R. Cook, Edsell,	Mr. Freeman, Morgan,	Mr. Packard, Read,	8
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Mr. Waterbury moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Waterbury,

The bill was laid on the table.

House bill No. 356 (printed No. 361), entitled

A bill to authorize and empower the board of control of State swamp lands to make an appropriation of State swamp lands to complete and make passable a certain section of the Duncan, Alpena, and Au Sauble State road,

Was read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Breitung, Wm. Cook,	Mr. Foote, Jenney, Markey, McElroy,	Mr. Morse, Newcomb, Rankin,	Mr. Taylor, Waterbury, Williams,	14
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NAYS.

Mr. Andrus, Burleigh, Chamberlain,	Mr. D. R. Cook, Edsell, Freeman,	Mr. Morgan, Nelson, Packard,	Mr. Perrin, Read,	11
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House bill 458 (printed No. 329), entitled

A bill to amend section 2 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being compiler's section 2090 of the compiled laws of 1871, as amended by act No. 195, of the session laws of 1875, approved May 1, 1875, and to add five new sections thereto, to stand as sections 5, 6, 7, 8, and 9 of said act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Breitung, Chamberlain, D. R. Cook,	Mr. Wm. Cook, Freeman, Jenney, Markey, McElroy,	Mr. Nelson, Newcomb, Perrin, Rankin,	Mr. Read, Taylor, Tyler, Waterbury,	18
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NAYS.

Mr. Andrus, Morgan,	Mr. Morse, Shoemaker,	Mr. Wilcox,	Mr. Williams,	6
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Title agreed to.

On motion of Mr. Nelson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to provide for the support and maintenance of the School of Mines in the University of Michigan, and to repeal an act entitled "An act to organize a School of Mines in the University of Michigan, the establishment of additional professorships, and making appropriations for maintenance of the same,"

Was read a third time, and pending the taking of the vote thereon,

The Senate considered the bill as in committee of the whole.

After some time spent in such consideration,

Mr. Tyler moved that the Senate concur in the action of the committee in striking out all after the enacting clause of the bill.

Mr. Baxter called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Andrus, Breitung, Chamberlain, D. R. Cook,	Mr. Wm. Cook, Edsell, Freeman, Hinchman,	Mr. Markey, Morse, Nelson, Newcomb,	Mr. Packard, Read, Tyler, Waterbury,	16
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NAYS.

Mr. Adair, Baxter, Burleigh, Foote,	Mr. Jenney, McElroy, Morgan,	Mr. Perrin, Rankin, Shoemaker,	Mr. Taylor, Wilcox, Williams,	13
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Mr. Morse moved that the further consideration of the title and enacting clause of the bill be indefinitely postponed.

Mr. Baxter called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. Wm. Cook,	Mr. Markey,	Mr. Packard,
Breitung,	Edsell,	Morse,	Read,
Chamberlian,	Freeman,	Nelson,	Tyler,
D. R. Cook,	Hinchman,	Newcomb,	Waterbury, 16

NAYS.

Mr. Adair,	Mr. Jenney,	Mr. Perrin,	Mr. Taylor,
Baxter,	McElroy,	Rankin,	Wilcox,
Burleigh,	Morgan,	Shoemaker,	Williams,
Foote,			13

House bill No. 347 (printed No. 364), entitled

A bill to provide for the taking of private property for the public use and benefit, and for the opening of highways, streets and alleys in the cities and villages of this State;

Was read a third time, and pending the taking of the vote thereon,

The Senate considered the bill as in committee of the whole.

After some time spent in such consideration,

Mr. Perrin moved that the Senate concur in the amendments made to the bill by the committee.

Which motion prevailed.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Rankin,
Baxter,	Hinchman,	Nelson,	Read,
Breitung,	Jenney,	Packard,	Wilcox,
Burleigh,	Markey,	Perrin,	Williams,
D. R. Cook,	McElroy,		18

NAYS.

Mr. Foote,	Mr. Newcomb,	Mr. Taylor,	Waterbury,
Morgan,	Shoemaker,		6

Title agreed to.

The committee appointed on the part of the Senate to act with a like committee of the House to wait on the Governor relative to the acting upon a nomination for Quartermaster General, to be submitted by him to the two houses in joint convention, reported that they had performed the duty assigned them, and that the Governor would communicate such nomination to the two Houses in joint convention at half past two o'clock this afternoon.

Report accepted and committee discharged.

Mr. Packard moved that the Senate take a recess until half past one o'clock this afternoon;

Which motion prevailed.

AFTERNOON SESSION.

The Senate met and was called to order by the President.
Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 54 (printed No. 44), entitled

A bill to amend an act entitled "An act to incorporate the city of Niles," approved February 12, 1859, and the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Adair,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then placed on the order of third reading.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 447 (printed No. 377), entitled

A bill to amend an act entitled "An act to authorize the Board of Public works of the city of Grand Rapids, and the commissioners of highways of townships adjacent to the city of Grand Rapids, to unite in the improvement of highways lying between said city and townships," approved April 9, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hinchman,

The bill was placed on the order of third reading.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 355 (printed No. 378), entitled

A bill to incorporate the public schools of the township of Alpena, and repeal sections 1 and 2 of act number 490 of the laws of 1867, entitled "An act to authorize the formation of union school district number one, in the township of Alpena," approved March 27, 1867; also, to repeal section 20 of act 354 of the laws of 1873, entitled "An act to organize the union school district of the city of Alpena," approved April 4, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Newcomb,

The bill was placed on the order of third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 387, entitled

A bill to amend section 2 of an act entitled "An act to amend an act entitled 'An act to provide for the opening and improvement of roads on the line of adjoining townships,'" being compiled section 1214, chapter 23, of the compiled laws of 1871, approved March 19, 1863, and to add three new sections thereto, approved April 29, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Adair,

The bill was placed on the order of third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 480 (printed No. 339), entitled

A bill to amend section 1 of an act entitled "An act to provide for laying out and establishing a State road in the township of Sherman, county of Keweenaw," approved April 17, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. ADAIR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Adair,

The bill was placed on the order of third reading.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

House joint resolution No. 54 (printed No. 34), entitled

Joint resolution to confirm the title of the city of Lansing, Michigan, to the east half of lot 2, block 245, of Lansing, Michigan;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with an amendment thereto, recommending that the amendment be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nelson,

The Senate concurred in the amendment made to the joint resolution by the committee.

On motion of Mr. Nelson,

The joint resolution was placed on the order of third reading.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 17 (printed No. 9), entitled

Joint resolution authorizing the Commissioner of the Land Office to issue a certificate or a deed of certain lands in Kalamazoo county to Andrew Gordon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. C. WATERBURY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Read,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Waterbury,

The bill was placed on the order of third reading.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 222, entitled

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institutions of this State, or the Detroit House of Correction,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

Senate bill No. 207, entitled

A bill to amend "An act to authorize the formation of corporations for literary and scientific purposes," approved April 21, 1865, being chapter 112 of the compiled laws of 1871;

Senate bill No. 84, entitled

A bill to amend sections 31 and 94 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved Jan. 18, 1862, being compiler's sections 858 and 921 of the compiled laws of 1871, as amended by act No. 116 of the session laws of 1873, approved April 18, 1873;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:
Senate bill No. 200, entitled

A bill to amend section 3 of chapter 1, sections 10, 18, and 19 of chapter 5, sections 2 and 15 of chapter 6, section 6 of chapter 20, section 11 of chapter 21, sections 7 and 12 of chapter 22, and sections 4, 5, and 20 of chapter 25, of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

And to inform the Senate that the House has amended the same as follows:

1. By striking out of section 1 the words and figures "and 12;"
2. By striking out all of recited section 12 of chapter 22;

And further to inform the Senate that the House has amended the title of the bill so as to read as follows:

A bill to amend section 3 of chapter 1, sections 10, 18, and 19 of chapter 5, sections 2 and 15 of chapter 6, section 6 of chapter 20, section 11 of chapter 21, section 7 of chapter 22, and sections 4, 5, and 20 of chapter 25, of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Shoemaker moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Taylor,
Andrus,	Foote,	Newcomb,	Tyler,
Baxter,	Jenney,	Perrin,	Waterbury,
Breitung,	Markey,	Rankin,	Wilcox,
Chamberlain,	Morgan,	Read,	Williams,
D. R. Cook,	Morse,	Shoemaker,	23

NAYS.

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Mr. Shoemaker moved that the Senate concur in the amendment made to the title of the bill by the House;

Which motion prevailed.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :
Senate bill No. 131, entitled

A bill to provide for the organization, regulation, and management of the asylums for the insane, and effectually to provide for the care, maintenance, and recovery of the insane,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :
Senate bill No. 176, entitled

A bill to amend sections nine and fifteen of chapter fifty-five of the compiled laws of 1871, being compiler's sections 1992 and 1998, relative to gaming ;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-transmit the following bill :

House bill No. 593 (printed No. 214), entitled

A bill to maintain political purity ;

In accordance with a request from the Senate for a return of the same.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Tyler moved that the rules be suspended and to reconsider the vote by which the Senate passed the bill ;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Tyler, a majority of the Senators consenting thereto, moved to amend

the bill by inserting in section 2, after the words "political meeting," the following: "and the reasonable and bona fide expenses of holding such meetings and procuring speakers, and getting out the people to the same, of obtaining and distributing papers and tickets and of bringing voters out to the polls."

Which was agreed to.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Baxter, Burleigh, Jenney,	Mr. Markey, McElroy, Morse, Packard,	Mr. Rankin, Redfield, Shoemaker,	Mr. Taylor, Tyler, Wilcox,	14
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NAYS.

Mr. Andrus, Breitung, Chamberlain, D. R. Cook,	Mr. Wm. Cook, Edsell, Foote, Freeman,	Mr. Morgan, Nelson, Newcomb, Perrin,	Mr. Read, Waterbury, Williams,	15
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MOTIONS AND RESOLUTIONS.

Mr. Andrus offered the following resolution:

Resolved by the Senate (the House concurring), That the Board of Regents and the State Board of Education be and they are hereby requested to reduce all salaries of professors, teachers, and employes in the several institutions under their control as follows: All salaries over \$1,500 to \$2,000, inclusive, 10 per cent, and all salaries over \$2,000, 20 per cent;

Which was adopted.

Mr. Adair moved that

House bill No. 347 (printed No. 364), entitled

A bill to provide for the taking of private property for the public use or benefit and for the opening of highways, streets and alleys in the cities and villages of this State,

Which passed the Senate this morning, be ordered to take immediate effect; Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Morse moved to take from the table the following:

House bill No. 23 (printed No. 324), entitled

A bill to provide for the incorporation of societies for receiving, loaning, and investing of money;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Taylor, a majority of the Senators consenting thereto, moved to amend the bill by striking out in section 3, line 5, the words "ten thousand dollars of its paid in" and inserting in lieu thereof the words "fifty thousand dollars of its paid in permanent stock;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair, Andrus,	Mr. Wm. Cook, Markey,	Mr. Packard, Rankin,	Mr. Taylor, Tyler,
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Mr. Breitung, Burleigh, Chamberlain,	Mr. McElroy, Morse, Nelson,	Mr. Read, Redfield,	Mr. Wilcox, Williams,	18
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NAYS.

Mr. Baxter, D. R. Cook,	Mr. Foote, Morgan,	Mr. Perrin,	Mr. Waterbury,	6
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Title agreed to.

Mr. Newcomb moved to take from the table the following :

House bill No. 388 (printed No. 309), entitled

A bill to provide for the building of a bridge across the Muskegon river at the point where said river is crossed by the Grand Rapids and Big Rapids State road in the county of Mecosta ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage.

It was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Breitung, Burleigh, Wm. Cook, Jenney, Markey,	Mr. McElroy, Morse, Nelson, Newcomb,	Mr. Perrin, Rankin, Redfield, Shoemaker,	Mr. Taylor, Tyler, Waterbury, Williams,	17
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NAYS.

Mr. Adair, Chamberlain, D. R. Cook,	Mr. Edsell, Foote,	Mr. Freeman, Morgan,	Mr. Packard, Read,	9
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Mr. Tyler moved to reconsider the vote by which the Senate refused to pass House bill No. 356 (printed No. 361), entitled

A bill to authorize and empower the board of control of State swamp lands to make an appropriation of State swamp lands to complete and make passable a certain section of the Duncan, Alpena and Au Sauble State road.

Which motion did not prevail.

THIRD READING OF BILLS.

House bill No. 50 (printed No. 44), entitled

A bill to amend an act entitled "An act to incorporate the city of Niles," approved February 12, 1859, and the several acts amendatory thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Andrus, Baxter, Breitung, Burleigh, Chamberlain, D. R. Cook,	Mr. Wm. Cook, Edsell, Foote, Jenney, Markey, McElroy,	Mr. Morse, Nelson, Packard, Perrin, Rankin, Read,	Mr. Redfield, Shoemaker, Taylor, Wilcox, Williams,	23
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NAYS.

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Title agreed to.

On motion of Mr. Chamberlain,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 447 (printed No. 377), entitled

A bill to amend an act entitled "An to authorize the board of public works of the city of Grand Rapids, and the commissioners of highways of townships adjacent to the city of Grand Rapids, to unite in the improvement of highways lying between said city and townships," approved April 9, 1875,

Was read a third time, and pending the taking of the vote thereon,

Mr. Andrus moved that the same be laid on the table;

Which motion prevailed.

House bill No. 355 (printed No. 378), entitled

A bill to incorporate the public schools of the township of Alpena, and repeal sections 1 and 2 of act number 490 of the laws of 1867, entitled "An act to authorize the formation of union school district number 1, in the township of Alpena," approved March 27, 1867; also to repeal section 20 of act 354 of the laws of 1873, entitled "An act to organize the union school district of the city of Alpena," approved April 4, 1873,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Jenney,	Mr. Nelson,	Mr. Taylor,	
Breitung,	Markey,	Newcomb,	Tyler,	
Burleigh,	McElroy,	Read,	Wilcox,	
Freeman,	Morse,	Redfield,	Williams,	16

NAYS.

Mr. Chamberlain,	Mr. Wm. Cook,	Mr. Packard,	Mr. Shoemaker,
D. R. Cook,	Edsell,	Perrin,	

Mr. Tyler moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Baxter moved to lay the motion on the table;

Which motion did not prevail.

The motion to reconsider the vote by which the Senate refused to pass the bill then prevailed.

The question being on the passage of the bill,

On motion of Mr. Tyler,

The bill was laid on the table.

House manuscript bill No. 387, entitled

A bill to amend section 2 of an act entitled "An act to amend an act entitled 'An act to provide for the opening and improvement of roads on the line of adjoining townships,'" being compiler's section 1214 of chapter 23, of the compiled laws of 1871, approved March 19th, 1863, and to add three new sections thereto, approved April 29th, 1875,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Redfield,
Baxter,	Foote,	Nelson,	Shoemaker,
Breitung,	Freeman,	Newcomb,	Taylor,
Burleigh,	Jenney,	Packard,	Waterbury,

Mr. Chamberlain,	Mr. Markey,	Mr. Rankin,	Mr. Wilcox,
D. R. Cook,	McElroy,	Read,	Williams,
Wm. Cook,			

25

NAYS.

Mr. Morse, Mr. Perrin,

2

Title agreed to.

By unanimous consent,

The special committee on a general revision of the tax law submitted the following report:

The special committee on a general revision of the tax law, to whom was referred

Senate bill No. 225, entitled

A bill to amend section 11 of chapter 48 of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28th, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend section 11 of chapter 48 of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FITCH R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Williams,

The bill was placed on the order of third reading.

The special committee on taxation, to whom was referred

Senate bill No. 226, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act No. 159 of the session laws of 1875, approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act No. 159 of the session laws of 1875, approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FITCH R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Williams,
The bill was placed on the order of third reading.
The Senate resumed business under the order of

THIRD READING OF BILLS.

House bill No. 480 (printed No. 339), entitled

A bill to amend section 1 of an act entitled "An act to provide for the laying out and establishing a State road in the township of Sherman, county of Keeweenaw," approved April 17, 1871;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Redfield,
Andrus,	Freeman,	Nelson,	Shoemaker,
Baxter,	Markey,	Newcomb,	Tyler,
Breitung,	McElroy,	Packard,	Waterbury,
Burleigh,	Morgan,	Rankin,	Williams,
Wm. Cook,			

21

NAYS.

Mr. Chamberlain, Mr. D. R. Cook,

2

Title agreed to.

The Sergeant-at-Arms announced a committee from the House, who informed the Senate that the House was in readiness to receive the Senate in joint convention to hear and act upon a nomination for Quarter-Master General, to be submitted by the Governor.

On motion of Mr. Morse,

The Senate proceeded to the Hall of the House of Representatives to meet the House in joint convention.

[For proceedings of joint convention see House journal.]

The Senate returned to the Senate chamber and was called to order by the President.

Roll called: a quorum present.

The President announced that the Senate had met the House in joint convention, and had advised and consented to the nomination of Lemuel Saviers, as Quartermaster General.

On motion of Mr. Adair,

The Senate went into executive session, the time being 2:50 o'clock P. M.

The executive session closed, the time being 3:20 o'clock P. M.

The Senate resumed business under the order of

THIRD READING OF BILLS.

House joint resolution No. 54 (printed No. 34), entitled

Joint resolution to confirm the title of the city of Lansing, Michigan, to the east half of lot 2, block 245, of Lansing, Michigan,

Was read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Nelson,	Mr. Read,
Baxter,	Edsell,	Newcomb,	Redfield,

Mr. Burleigh,	Mr. Foote,	Mr. Packard,	Mr. Waterbury,	
Chamberlain,	Jenney,	Perrin,	Wilcox,	
D. R. Cook,	McElroy,	Rankin,	Williams,	20

NAYS.

Mr. Markey,

1

Mr. Perrin moved to reconsider the vote by which the Senate refused to pass the joint resolution :

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Perrin,

The joint resolution was laid on the table.

The President called the President *pro tem.* to the chair.

By unanimous consent, the following report was submitted :

The special committee on the proposed legislative excursion to the Upper Peninsula, beg leave to offer the following report :

The contemplated excursion by the members and officers of the Legislature, State officers, etc., as per invitation extended by the members of the Upper Peninsula, will leave Chicago on the morning of Tuesday, the 7th day of August. The time table, with transportation, etc., will be forwarded by the railroad commissioner.

JOHN L. BURLEIGH,

Chairman Joint Committee.

Report accepted and committee discharged.

House joint resolution No. 17 (printed No. 9), entitled

Joint resolution authorizing the Commissioner of the Land Office to issue a certificate or a deed of certain lands in Kalamazoo county to Andrew Gordon,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Shoemaker,	
Andrus,	Freeman,	Newcomb,	Taylor,	
Burleigh,	Jenney,	Packard,	Waterbury,	
Chamberlain,	Markey,	Perrin,	Wilcox,	
D. R. Cook,	McElroy,	Read,	Williams,	
Wm. Cook,	Morse,	Redfield,		23

NAYS.

0

The question being on agreeing to the title and preamble,

Mr. Baxter moved to amend the preamble as follows :

By inserting after the first "*Whereas*" the words "It is represented that ;"

Which motion prevailed.

The title and preamble as amended were then agreed to.

On motion of Mr. Read,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The President resumed the chair.

Substitute for Senate bill No. 225, entitled

A bill to amend section 11 of chapter 48 of the compiled laws of 1871, being compiler's section 1788 as amended by act No. 140 of the session laws of 1875, approved April 28th, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes,

Was read a third time, and pending the taking of the vote thereon,

Mr. Perrin, a majority of the Senators consenting thereto, moved to amend the bill by striking out in lines 10, 11, and 12 of section 11 the words "And the same shall be subject to all State, county, town, school, and highway taxes, and all deeds issued thereon shall be subordinate to State deeds for non-payment of taxes;" also, by striking out in line 13 of same section the words "except as aforesaid;"

Which was not agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Nelson,	Mr. Redfield,	
Andrus,	Edsell,	Newcomb,	Taylor,	
Baxter,	Foote,	Packard,	Waterbury,	
Breitung,	Jenney,	Perrin,	Wilcox,	
Chamberlain,	McElroy,	Rankin,	Williams,	
D. R. Cook,	Morse,	Read,		23

NAYS.

0

Title agreed to.

Substitute for Senate bill No. 226, entitled,

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act number 159 of the session laws of 1875, approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Shoemaker,	
Andrus,	Foote,	Packard,	Taylor,	
Baxter,	Jenney,	Perrin,	Tyler,	
Breitung,	McElroy,	Rankin,	Waterbury,	
Chamberlain,	Morse,	Read,	Wilcox,	
D. R. Cook,	Nelson,	Redfield,	Williams,	
Wm. Cook,				25

NAYS.

0

Title agreed to.

By unanimous consent,

The following report was submitted:

The committee on printing, to whom was referred the following concurrent resolution:

Resolved (the Senate concurring), That the Secretary of the Senate and the Clerk of the House of Representatives be and they are hereby directed to compile and prepare for publication, and make indexes, and superintend the publication of the journals and documents of the present Legislature, and when completed and certified to by the Secretary of State, they shall each be entitled to and receive for such services the sum of five hundred dollars,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. H. BANKIN, *Chairman*.

Report accepted and committee discharged.

The question being on the adoption of the resolution,

Mr. Waterbury called for the yeas and nays.

The resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Breitung,	Mr. Edsell,	Mr. McElroy,	Mr. Rankin,
Burleigh,	Footo,	Morse,	Taylor,
Chamberlain,	Jenney,	Nelson,	Wilcox,
D. R. Cook,	Markey,	Newcomb,	Williams,
Wm. Cook,			

17

NAYS.

Mr. Waterbury,

1

By unanimous consent, the President announced the following:

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit the following bill:

Substitute for House bills Nos. 34, 51, 101, 104, 119, 241, 300, 524, 525, and 540 (printed No. 369), entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal sections number 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, and 167, of chapter 21, of the compiled laws of 1871, being compiler's sections 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1007, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, and 1142; also, to repeal act No. 45, session laws of 1872, approved March 29, 1872; also,

act No. 47, session laws of 1873, approved March 27, 1873; also, act No. 65, session laws of 1873, approved April 1, 1873; also, act No. 90, session laws of 1873, approved April 15, 1873; also, act No. 105, session laws of 1873, approved April 17, 1873; also, act No. 176, session laws of 1873, approved April 29, 1873; also, act No. 181, session laws of 1873, approved April 29, 1873; also, act No. 6, session laws of 1874, approved March 24, 1874; also act No. 17, session laws of 1875, approved February 25, 1875; also, act No. 135, session laws of 1875, approved April 27, 1875; also, act No. 156, session laws of 1875, approved April 29, 1875; and also, act No. 196, session laws of 1875, approved May 1, 1875;

For which the Senate adopted a substitute entitled

A bill to amend sections 87 and 88 of "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add a new section thereto to stand as section 124 of said act, and as section 1090 of said compiled laws;

To inform the Senate that the House non-concurs in the adoption of the said substitute.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate insist on the adoption of its substitute.

Mr. Baxter called for the yeas and nays.

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. D. R. Cook,	Mr. Morgan,	Mr. Redfield,
Andrus,	Wm. Cook,	Morse,	Shoemaker,
Baxter,	Edsell,	Nelson,	Tyler,
Breitung,	Footte,	Packard,	Waterbury,
Burleigh,	Jenney,	Rankin,	Wilcox,
Chamberlain,	McElroy,	Read,	Williams, 24

NAYS.

Mr. Taylor,

1

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 414 (printed No. 442), entitled

A bill to amend section 1 of chapter 175 of the compiled laws of 1871, being compiler's section 4971 relative to the removal of causes from one circuit court to another,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

By unanimous consent,

Mr. Morse moved to take from the table the following:

House bill No. 355 (printed No. 378), entitled

A bill to incorporate the public schools of the township of Alpena, and repeal sections 1 and 2 of act No. 490 of the laws of 1867, entitled "An act to authorize the formation of union school district number one, in the township of Alpena," approved March 27, 1867; also, to repeal section 20 of act 354 of the laws of 1873, entitled "An act to organize the union school district of the city of Alpena," approved April 4, 1873;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Jenney,	Mr. Rankin,	Mr. Taylor,	
Breitung,	McElroy,	Read,	Tyler,	
Burleigh,	Morse,	Redfield,	Wilcox,	
Wm. Cook,	Nelson,	Shoemaker,	Williams,	
Hinchman,	Newcomb,			18

NAYS.

Mr. D. R. Cook,	Mr. Edsell,	Mr. Packard,	Mr. Perrin,	4
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Title agreed to.

The Senate resumed business under the order of

THIRD READING OF BILLS.

Senate bill No. 216, entitled

A bill making appropriations for the expenses of the State officers and State government, and providing a tax to defray the same for the years 1877 and 1878,

Was considered as in committee of the whole.

After some time spent in such consideration,

On motion of Mr. Andrus,

The Senate concurred in sundry amendments made to the bill by the committee.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. D. R. Cook,	Mr. Morse,	Mr. Redfield,	
Andrus,	Wm. Cook,	Nelson,	Shoemaker,	
Baxter,	Edsell,	Newcomb,	Taylor,	
Breitung,	Foote,	Packard,	Waterbury,	
Burleigh,	Jenney,	Rankin,	Williams,	
Chamberlain,	McElroy,	Read,		23

NAYS.

Mr. Perrin,		1
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Title agreed to.

Senate manuscript bill, entitled

A bill to establish a homœopathic medical college, and to repeal act No. 128 of the session laws of 1875, approved April 27th, 1875, entitled "An act for the establishment of a homœopathic department of the University of Michigan;"

Was read a third time, and pending the taking of the vote thereon,
 Mr. Andrus moved that the same be laid on the table,
 Which motion prevailed.
 On motion of Mr. Baxter,
 The Senate took a recess until 4:35 o'clock P. M.

AFTER RECESS.

4:35 o'clock P. M.

The Senate was called to order by the President.
 Roll called: a quorum present.
 By unanimous consent,
 The President announced the following

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:
 Senate bill No. 186, entitled

A bill to amend section 3726, of the compiled laws of 1871, being section 14 of an act for the relief of school districts, as amended by act No. 183 of the session laws of 1875, approved May 1, 1875;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-transmit to the Senate the following bill:

Substitute for House bills Nos. 34, 51, 101, 104, 113, 241, 300, 524, 525, and 540 (printed No. 369), entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal sections number 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, and 167, of chapter 21, of the compiled laws of 1871, being compiler's sections 967, 968, 969, 970, 971, 972, 973, 974,

975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, and 1142; also, to repeal act No. 45, session laws of 1872, approved March 29, 1872; also, act No. 47, session laws of 1873, approved March 27, 1873; also, act No. 65, session laws of 1873, approved April 1, 1873; also, act No. 90, session laws of 1873, approved April 15, 1873; also, act No. 105, session laws of 1873, approved April 17, 1873; also, act No. 176, session laws of 1873, approved April 29, 1873; also, act No. 181, session laws of 1873, approved April 29, 1873; also, act No. 6, session laws of 1874, approved March 24, 1874; also, act No. 17, session laws of 1875, approved February 25, 1875; also, act No. 135, session laws of 1875, approved April 27, 1875; also, act No. 156, session laws of 1875, approved April 29, 1875; and also, act No. 196, session laws of 1875, approved May 1, 1875,

For which the Senate adopted a substitute entitled

A bill to amend sections 87 and 88 of "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add one new section thereto, to stand as section 124 of said act, and as section 1090 of said compiled laws;

In which substitute the House refused to concur,

And upon which substitute the Senate insisted.

Now to inform the Senate that the House has placed the substitute beyond their further action, having tabled a motion to reconsider.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

On motion of Mr. Chamberlain,

The bill was laid on the table.

Mr. Jenney moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave:

Senators Adair, Morgan, Taylor, Tyler, Wilcox, and Williams.

On motion of Mr. Read,

The Sergeant-at-Arms was despatched after the absentees.

The President called the President *pro tem.* to the chair.

The Sergeant-at-Arms announced Mr. Adair at the bar of the Senate.

On motion of Mr. Waterbury,

Mr. Adair was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Tyler at the bar of the Senate.

On motion of Mr. Chamberlain;

Mr. Tyler was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Waterbury,

All further proceedings under the call were dispensed with.

By unanimous consent,

Mr. Morse moved to reconsider the vote by which the Senate refused to pass House bill No. 356 (printed No. 361), entitled

A bill to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp land to complete and make passable a certain section of the Duncan, Alpena and Au Sable State road ;

Mr. Chamberlain moved to lay the motion on the table.

Mr. Morse called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Andrus,	Mr. D. R. Cook,	Mr. Morgan,	Mr. Read,	
Baxter,	Edsell,	Packard,	Waterbury,	
Chamberlain,				9

NAYS.

Mr. Breitung,	Mr. Hinchman,	Mr. Morse,	Mr. Redfield,	
Burleigh,	Jenney,	Nelson,	Taylor,	
Wm. Cook,	Markey,	Newcomb,	Tyler,	
Freeman,	McElroy,	Rankin,	Williams,	16

The question being on the motion to reconsider the vote by which the Senate refused to pass the bill,

The motion prevailed.

The President resumed the chair.

The question being on the passage of the bill,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Nelson,	Mr. Taylor,	
Breitung,	Hinchman,	Newcomb,	Tyler,	
Burleigh,	Jenney,	Rankin,	Waterbury,	
Wm. Cook,	Markey,	Redfield,	Wilcox,	
Edsell,	McElroy,	Shoemaker,	Williams,	
Foote,	Morse,			22

NAYS.

Mr. Andrus,	Mr. Chamberlain,	Mr. Morgan,	Mr. Perrin,	
Baxter,	D. R. Cook,	Packard,	Read,	8

Title agreed.

On motion of Mr. Morse,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Jenney moved to reconsider the vote by which the Senate adopted the following resolution :

Whereas, We recognize the faithfulness and efficiency of D. E. Groesbeck, engrossing and enrolling clerk of the Senate, in the faithful performance of his duties; therefore

Resolved, That he be paid the sum of one dollar and fifty cents per day as extra compensation from the date of his election as engrossing and enrolling clerk to succeed John L. Frisbie, resigned;

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Jenney moved to reconsider the vote by which the Senate agreed to the amendment adding to the resolution all after the word "compensation;"

Which motion prevailed.

The question being on agreeing to the amendment adding to the original resolution the words "from the day of his election as engrossing and enrolling clerk to succeed John L. Frisbie,"

Mr. Williams called for the yeas and nays.

The amendment was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Andrus,	Mr. D. R. Cook,	Foote,	Mr. Perrin,
Baxter,	Wm. Cook,	Freeman,	Shoemaker,
Chamberlain,	Edsell,	Packard,	Waterbury, 12

NAYS.

Mr. Adair,	Mr. McElroy,	Mr. Newcomb,	Mr. Taylor,
Breitung,	Morgan,	Rankin,	Tyler,
Burleigh,	Morse,	Read,	Wilcox,
Jenney,	Nelson,	Redfield,	Williams,
Markey,			

17

Mr. Baxter moved to amend the resolution by striking out the name "D. E. Groesbeck" and inserting in lieu thereof the words "engrossing and enrolling clerks."

Mr. Waterbury called for the yeas and nays.

The amendment was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Packard,	4
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NAYS.

Mr. Adair,	Mr. Hinchman,	Mr. Nelson,	Mr. Taylor,
Andrus,	Jenney,	Newcomb,	Tyler,
Breitung,	Markey,	Perrin,	Waterbury,
Burleigh,	Morgan,	Read,	Wilcox,
Foote,	Morse,	Redfield,	Williams,
Freeman,			

21

The question then being on the adoption of the resolution as originally introduced,

Mr. Burleigh called for the yeas and nays.

The resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Markey,	Mr. Newcomb,	Mr. Taylor,
Breitung,	McElroy,	Rankin,	Tyler,
Burleigh,	Morgan,	Read,	Wilcox,

Mr. Wm. Cook, Jenney,	Mr. Morse, Nelson,	Mr. Redfield,	Mr. Williams,	18
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NAYS.

Mr. Baxter, Chamberlain, D. R. Cook,	Mr. Edsell, Foote, Freeman,	Mr. Hinchman, Packard, Perrin,	Mr. Shoemaker, Waterbury,	11
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By unanimous consent, Mr. Morse offered the following resolution :

Resolved, That O. F. Morse, Assistant Enrolling and Engrossing Clerk of the Senate, be allowed one dollar per day for extra compensation for extra services rendered by him, to commence from April 23.

Mr. Waterbury called for the yeas and nays.

The resolution was not adopted, by yeas and nays, as follows :

YEAS.

Mr. Burleigh, Wm. Cook, Jenney,	Mr. Markey, McElroy, Morse,	Mr. Nelson, Read,	Mr. Redfield, Taylor,	10
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NAYS.

Mr. Andrus, Baxter, Chamberlain, D. R. Cook,	Mr. Edsell, Foote, Freeman, Hinchman,	Mr. Morgan, Newcomb, Packard, Perrin,	Mr. Shoemaker, Waterbury, Williams,	15
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By unanimous consent,

Mr. Andrus moved that the House be respectfully requested to return to the Senate

House bill No. 377 (printed No. 348), entitled

A bill to amend sections 6, 11, 13, 19 and 21 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids,'" and to add six new sections to the act, to stand as sections 24, 25, 26, 27, 28, and 29 ;

Which motion prevailed.

By unanimous consent,

The President announced the following

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to transmit the following bill :

House bill No. 40 (printed No. 129), entitled

A bill to amend section 1 of act No. 408 of the session laws of 1871, entitled "An act to organize Union School district of the township of Rogers ;"

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 216, entitled

A bill making appropriations for the expenses of the State officers and State government and providing a tax to defray the same for the years 1877 and 1878;

2. Senate bill No. 202, entitled

A bill to provide for the establishment, government, and control of union work-houses and alms-houses;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 223, entitled

A bill to provide for the punishment of parents, guardians, and other persons for the brutal and inhuman treatment of children or wards, and of insane, idiotic or weak-minded persons,

And to inform the Senate that the House has amended the same as follows:

1. By striking out all of section 1 after enacting clause;

2. Amended section 2, line 4, by striking out the word "misdemeanor" and insert in lieu thereof the word "felony;"

3. Amend section 2, line 5, by striking out the word "more" and inserting in lieu thereof the word "less;" and in same line after the words "than one" add the words "nor more than ten;" also in same line strike out the word "three" after the word "than," and insert in lieu thereof the word "five;"

4. By striking out all of section 3;

In the passage of which, as thus amended, House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Freeman moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,
 Breitung,
 Chamberlain,
 D. R. Cook,
 Wm. Cook,

Mr. Freeman,
 Hinchman,
 Jenney,
 Markey,
 Nelson,

Mr. Perrin,
 Rankin,
 Read,
 Redfield,

Mr. Shoemaker,
 Taylor,
 Wilcox,
 Williams,

NAYS.

Mr. Andrus,	Mr. Foote,	Mr. Morgan,	Mr. Tyler,	
Baxter,	McElroy,	Packard,	Waterbury,	
Burleigh,				9

Mr. Andrus moved to reconsider the vote by which the Senate concurred in the amendments made to the bill by the House ;

Which motion prevailed.

The question being on concurring in the House amendments to the bill,

On motion of Mr. Andrus,

The bill was laid on the table.

By unanimous consent,

The committee on supplies and miscellaneous expenses of the Senate submitted the following report :

The committee on supplies and miscellaneous expenses of the Senate, have examined the following bills for stationery, etc., purchased for the use of the Senate, and find them duly certified to in a proper manner :

Appropriations and finance.....	\$7 18
State affairs.....	11 95
Judiciary.....	33 80
Education and public schools.....	1 05
State Public School.....	13 10
Public health.....	7 60
Banks and incorporations.....	5 15
Public lands.....	7 60
Railroads.....	6 75
Roads and bridges.....	1 95
Counties and townships.....	7 25
Cities and villages.....	4 15
Agricultural interests.....	4 10
Mechanical interests.....	2 60
Saline interests.....	3 60
Lumber interests.....	6 33
Fisheries.....	5 10
Canals, river and harbor improvements.....	11 05
Mines, minerals and mining interests.....	7 70
Immigration.....	3 95
Insurance.....	13 75
Printing.....	3 60
State Prison.....	4 50
State Reform School.....	2 20
Asylums for the Insane.....	5 95
Asylum for the Deaf, Dumb, and the Blind.....	10 98
Agricultural College.....	3 23
University.....	8 25
Geological survey.....	4 85
State capitol and public buildings.....	7 28
State Library.....	6 35
Rules and joint rules.....	8 08
State House of Correction.....	6 15
State Normal School.....	10 60

Engrossment and enrollment of bills.....	\$58 53
Supplies and miscellaneous expenses of the Senate.....	130 03
University investigation (special).....	64 50
Federal relations.....	3 05
Total.....	\$503 84
Secretary of the Senate.....	113 50

C. McELROY, *Chairman.*

Report accepted and committee discharged.

By nnanimous consent, the following report was submitted :

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 346 (printed No. 365), entitled

A bill to amend consolidate, and revise the several acts and parts of acts establishing municipal and justices' courts in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

T. H. HINCHMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hinchman,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Hinchman,

The bill was placed on the order of third reading.

On motion of Mr. Tyler,

The Senate took a recess until half-past seven o'clock this evening.

————— EVENING SESSION.

7:30 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary :

The committee on the judiciary, to whom was referred

House bill No. 414 (printed No. 242), entitled

A bill to amend section 1 of chapter 175 of the compiled laws of 1871, being compiler's section 4971 relative to the removal of causes from one circuit court to another :

Respectfully report that they have had the same under consideration, and that two of the committees are opposed to the bill, while three, or a majority of the committee, have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PORTER K. PERRIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perrin,
The bill was placed on the order of third reading.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 94, entitled

A bill relative to dividing townships and villages into election districts and to provide for the registration of electors in such cases,

And to inform the Senate that the House has amended the bill as follows:

By adding to section 1 the following: "*Provided further*, That no township shall be so divided unless it contains at least three hundred electors;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Baxter moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Baxter,	Mr. Foote,	Mr. Nelson,	Mr. Taylor,
Burleigh,	Freeman,	Newcomb,	Tyler,
Chamberlain,	Markey,	Perrin,	Waterbury,
Wm. Cook,	McElroy,	Read,	Wilcox,
Edsell,	Morgan,	Redfield,	19

NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Whereas, His Excellency the Governor, has transmitted to the Legislature a communication from the Adjutant General of the State, accompanied by a record of the war flags of Michigan, and recommends that the Legislature take such action by concurrent resolution as shall provide for the publication of the history of these mementoes of the patriotism and heroism of our citizen soldiers in proper and suitable form for preservation and distribution; therefore,

Resolved by the Senate (the House of Representatives concurring), That there be and the same is hereby ordered printed in a style similar to the printed proceedings of the laying of the corner stone of the Michigan State capitol, two thousand copies of the history of the battle flags of Michigan, at a cost not to exceed four hundred and fifty (\$450.00) dollars; one thousand copies for

the use of State officers, members of the Legislature, and officers of the same, and of the several State boards, and one thousand copies for general distribution as the Governor may direct;

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Adair offered the following resolution :

Resolved, That the thanks of the Senate be, and they are herewith tendered to the Hon. Alonzo Sessions, Lieut. Governor and President of the Senate, for the very able, dignified, and impartial manner with which he has presided over the deliberations of the session now about to close.

Which was unanimously adopted by a rising vote.

RESPONSE OF THE PRESIDENT.

SENATORS :—I have no language to express my deep sense of the obligations due to you for your constant and unwavering kindness to me during our intercourse in this body ; but I will not let the opportunity pass without tendering you my grateful thanks, not so much for this kind expression of your good wishes,—which common custom would suggest,—as for the evidence you have manifested at all times and under all circumstances, that you gave me freely, your kind wishes, and also your confidence. This is true of every Senator, and it is also true of each officer of the Senate. All, including the janitor and messengers, have labored to make my work easy and my position agreeable and pleasant.

If I have been able to perform my duties with any degree of credit, it is due to your kind aid and indulgence, and I can assure you that I shall remember it, and you, with the utmost kindness and gratitude while memory lasts.

I have been a spectator,—not an indifferent one,—of your labors. I have witnessed your industry, faithfulness and zeal in the service of the State, and I realize, as very few have an opportunity to do, their vital importance and the difficulties that you have had to encounter. It is not for me to decide as to the wisdom of your acts, or to judge of the effect of your legislation upon the people of the State. The one will be determined by the future, the other by those who sent you here to represent them. I feel that you would receive a kind and charitable judgment if they had been witnesses, as I have, of your constant desire and efforts to serve them. Again, I thank you all for your kindness and courtesy to me and to each other. I shall remember it with real pleasure while I live. It will always make me happy to take you each or all by the hand anywhere, and more especially at the humble home below here, on the banks of Grand River, where I live.

Mr. Burleigh offered the following resolution :

Resolved, That the thanks of the Senate be and they are hereby tendered to the Hon. Charles D. Nelson, President *pro tem.*, for the able and impartial manner in which he has discharged the duties which have been assigned him ;

Which was unanimously adopted.

The President *pro tem.* responded in appropriate language.

Mr. Perrin moved to take from the table the following :

House joint resolution No. 54 (printed No. 34), entitled

Joint resolution to confirm the title of the city of Lansing, Michigan, to the east half of lot two, block two hundred and forty-five, of Lansing, Mich.

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

It was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Markey,	Mr. Perrin,	
Burleigh,	Edsell,	McElroy,	Redfield,	
Chamberlain,	Foote,	Morse,	Taylor,	
D. R. Cook,	Jenney,	Newcomb,	Williams,	16

NAYS.

Mr. Baxter,	Mr. Packard,	Mr. Rankin,	Mr. Waterbury,	5
Hinchman,				

Pending the announcement of the vote,

Mr. Markey moved that Mr. Baxter be excused from voting ;

Which motion did not prevail.

Mr. Baxter then voted as recorded above.

Mr. Morse moved that the rules be suspended, and to reconsider the vote by which the Senate refused to pass

Substitute for House bill No 388 (printed No. 309), entitled

A bill to provide for the building of a bridge across the Muskegon river at the point where said river is crossed by the Grand Rapids and Big Rapids State road in the county of Mecosta ;

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Hinchman,	Mr. Newcomb,	Mr. Taylor,	
Burleigh,	Jenney,	Perrin,	Tyler,	
Wm. Cook,	Markey,	Rankin,	Waterbury,	
Edsell,	McElroy,	Redfield,	Wilcox,	
Foote,	Morse,	Shoemaker,	Williams,	22
Freeman,	Nelson,			

NAYS.

Mr. Andrus,	Mr. Chamberlain,	Mr. D. R. Cook,	Mr. Packard,	4
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Pending the announcement of the vote,

Mr. Burleigh moved that Mr. Freeman be excused from voting ;

Which motion did not prevail.

Mr. Freeman then voted as recorded above.

Title and preamble agreed to.

On motion of Mr. Morse,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Shoemaker offered the following preamble and resolution :

Whereas, The duties of Secretary of the Senate when properly discharged are very laborious, requiring a large amount of labor beside that when the Senate is in session, and

Whereas, James H. Stone, Secretary, has by his industry, close attention, and the promptness with which he has discharged his duties, greatly facilitated the business of the Senate ; therefore,

Resolved, That the thanks of the Senate be and they are hereby tendered to him, and he will carry with him at parting, our best wishes.

Which was adopted.

Mr. Jenney moved to take from the table the following :

House bill No. 392 (printed No. 342), entitled

A bill to appropriate three sections of swamp lands to aid in the construction and drainage of the Capac and Clyde State road extension ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Jenney, a majority of the Senators consenting thereto, moved to amend the bill by striking out in line 2, section 1, the word "required," also by striking out the word "directed" in line 1 of section 2 ;

Which was agreed to.

It was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Jenney,	Mr. Redfield,	Mr. Tyler,
Burleigh,	Markey,	Shoemaker,	Wilcox,
Wm. Cook,	McElroy,	Taylor,	Williams,
Foote,	Morse,		

14

NAYS.

Mr. Andrus,	Mr. Edsell,	Mr. Packard,	Mr. Rankin,
Chamberlain,	Hinchman,	Perrin,	Read,
D. R. Cook,			

9

Mr. Andrus moved to take from the table the following :

House bill No. 447 (printed No. 377), entitled

A bill to amend an act entitled "An act to authorize the board of public works of the city of Grand Rapids, and the commissioners of highways of townships adjacent to the city of Grand Rapids, to unite in the improvement of highways lying between said city and townships," approved April 9, 1875 ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Redfield,
Andrus,	Edsell,	Nelson,	Taylor,
Baxter,	Foote,	Packard,	Waterbury,
Burleigh,	Freeman,	Rankin,	Wilcox,
Chamberlain,	Markey,	Read,	Williams,
D. R. Cook,			

21

NAYS.

Mr. Perrin,

1

Title agreed to.

Mr. Nelson offered the following resolution :

Resolved, That the sum of twenty-five cents per day extra compensation be allowed to each of the messenger boys of the Senate, and the Governor's messenger for the session.

Mr. Packard called for the yeas and nays.

The resolution was not adopted, by yeas and nays, as follows :

YEAS.

Mr. Burleigh,
Jenney,
Markey,

Mr. McElroy,
Nelson,

Mr. Redfield,
Tyler,

Mr. Wilcox,
Williams,

9

NAYS.

Mr. Adair,
Andrus,
Baxter,
Chamberlain,

Mr. D. R. Cook,
Wm. Cook,
Edsell,
Foote,

Mr. Freeman,
Hinchman,
Packard,
Perrin,

Mr. Rankin,
Shoemaker,
Taylor,
Waterbury, 16

By unanimous consent, the following report was submitted :

By the committee on appropriations and finance :

The committee on appropriations and finance, to whom was referred

A bill entitled "A bill relative to the assessment and collection of taxes,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be referred to the special committee on taxation, and ask to be discharged from the further consideration of the subject.

W. P. ANDRUS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was referred to the special committee on taxation.

Mr. Wilcox offered the following resolution :

Resolved, That the faithfulness and diligence of the Assistant Secretary, Edwin S. Hoskins, in discharging his laborious duties and in cheerfully and readily responding to the wishes of members of the Senate, deserve the commendation of the Senate and its officers, and in part consideration therefor we hereby tender to him our thanks, and express a hope that his merits may secure him worthy consideration in the future.

Which was adopted.

Mr. Shoemaker moved to reconsider the vote by which the Senate passed House bill No. 593 (printed No. 214), entitled

A bill to maintain political purity ;

Which motion prevailed.

The question being on the passage of the bill,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,
Baxter,
Burleigh,

Mr. Freeman,
Jenney,
Markey,

Mr. Newcomb,
Packard,
Perrin,

Mr. Shoemaker,
Taylor,
Waterbury,

Mr. D. R. Cook,
Wm. Cook,
Edsell,

Mr. McElroy,
Morse,
Nelson,

Mr. Read,
Redfield,

Mr. Wilcox,
Williams,

22

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NAYS.

Title agreed to.

By unanimous consent,

The following report was submitted :

By the committee on education and public schools :

The committee on education and public schools, to whom was referred
House bill No. 40 (printed No. 129), entitled

A bill to amend section 1 of act number 408 of the session laws of 1871 entitled "An act to organize Union School District of the township of Rogers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

R. B. C. NEWCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was laid on the table.

By unanimous consent, the following report was submitted :

The special committee on taxation, to whom was referred

A bill relative to the assessment and collection of taxes ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend sections 87 and 88 of "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add one new section thereto, to stand as section 124 of said act, and as section 1090 of said compiled laws, relative to the assessment and collection of taxes and the return and sale of delinquent lands therefor ;

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FITCH R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Baxter,

The bill was placed on the order of third reading.

Mr. Baxter moved to take from the table the following :

Senate bill No. 97, entitled

A bill to protect the rights of aged, infirm, and weak-minded persons ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,
Baxter,

Mr. Freeman,
Hinchman,

Mr. McElroy,
Nelson,

Mr. Read,
Shoemaker,

Mr. Chamberlain,	Mr. Jenney,	Mr. Rankin,	Mr. Wilcox,	
Wm. Cook,				13

NAYS.

Mr. Burleigh,	Mr. Morse,	Mr. Tyler,	Mr. Waterbury,	
Markey,	Packard,			6

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, {
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution :

Resolved (the House concurring), That the Secretary of the Senate and the Clerk of the House of Representatives be instructed to forward by mail to the post-office address of each member of the Legislature the usual daily copies of the journal for the remainder of the session ; also copies of such other publications, documents, and reports as have not yet been printed, to which the members are entitled, and they are hereby authorized to draw such warrants on the treasurer for such amounts of postage as may be required ;

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, {
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 30, entitled

A bill to authorize the formation of land companies ;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, {
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to re-return to the Senate the following bill :

Substitute for Senate bill No. 225, entitled

A bill to amend section 11, of chapter 48, of the compiled laws of 1871, being compiler's section 1788, as amended by act No. 140 of the session laws of

1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes,

And to inform the Senate that the House has adopted therefor a substitute to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That sections eleven, twelve, and thirteen of chapter 48 of the compiled laws of eighteen hundred and seventy-one, being compiler's sections 1788, 1789 and 1790, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes, be and the same is hereby amended so as to read as follows:

Sec. 11. If the taxes so levied are not collected by the town treasurer the land upon which they are levied shall be returned to the county treasurer, in a separate return, at the same time and manner as lands are returned for other taxes: and such taxes may be paid to the county treasurer, with ten per cent interest and cost of advertising at any time before sale, as hereinafter provided.

Sec. 12. If such taxes, interest, and costs are not so paid to the county treasurer, he shall advertise and sell the same as delinquent ditch lands, at the same time, place, and manner as lands are advertised and sold for other taxes, and he shall give certificates to purchasers at such sales, as in other cases; and the owners of the lands or persons interested may redeem such lands, as in other cases, at the county treasurer's office, and within same time, with ten per cent interest and cost of advertising, and twenty-five cents for the certificate to the treasurer; and if all the lands so returned shall not be sold at public sale, those remaining may be purchased at private sale at any time, and certificates of sale given to purchasers in like manner as public sales, and may be in like manner redeemed, with interest and costs, within one year from sale. Such land so returned as delinquent shall in all cases be subject to the State, county, town, school, and highway tax, which shall be a first lien on the land. The order so drawn by the township board upon the certificate of the drain commissioner for the amount of contracts performed, services rendered, and fees of officers, shall be receivable in payment of taxes or redemption of sales at the county treasurer's office.

Sec. 13. The lands so sold at public or private sale, if not redeemed within one year after such sale, shall be conveyed to the purchaser or his assigns by deed from the county treasurer, on surrender of the certificate of sale, in the same manner as near as may be, as the Auditor General is authorized to convey other lands on sales for non-payment of taxes, and the deeds so given by the county treasurer shall have the same force and effect as if given by the Auditor General (except that the same shall be subject to all State, county, town, school, and highway taxes, and subordinate to State deeds for non-payment of taxes), and the same may be recorded and admitted in evidence in all courts with the same force and effect as tax deeds in other cases, except as aforesaid.

And further to inform the Senate that the House has amended the title by inserting in the first line after the word "eleven" the words "twelve and thirteen" and by inserting in the 2d line after the figures "1788" the figures "1789 and 1790;"

In the passage of which, as thus substituted, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Shoemaker moved that the bill and accompanying substitute be referred to the special committee on taxation;

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 93, entitled

A bill to regulate the height of bridges over railroad tracks,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 224, entitled

A bill to amend section 6465 of the compiled laws of 1871, as amended by act No. 123 of the session laws of 1873, approved April 19, 1873, relative to proceedings by garnishment;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following;

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 114, entitled

A bill making appropriations for building additions, repairs, and improvements to the State prison at Jackson,

Which the House amended as follows, as by former message:

1st. Amend section 1, lines 1 and 2, by striking out the words "nineteen thousand nine hundred and sixty-five," and inserting in lieu thereof the words "twenty-nine thousand;"

2d. Amend section 1, by inserting after line 8, the words "six thousand dollars for extending engine building, for storage room, State shops and bath-rooms. Three thousand and thirty-five dollars for building double or second gate, at the wagon entrance to prison yard;"

Which amendments the Senate further amended as follows:

1. Strike out of the first named House amendment the words "twenty-nine thousand" and insert in lieu thereof the words "thirty-one thousand and five hundred;"

2. Strike out of the second named House amendment all after the words "bath rooms" and insert in lieu thereof the following: "Five thousand five hundred and thirty-five dollars for extension of prison wall from the southeast corner of the present wall to Cooper street; thence north to a point north of the east gate, and thence west to the present wall, and for a gate in the east side of the new wall. Any unexpended balances not expended for the purposes for which they were appropriated may be applied to any of the objects named in this bill under the direction of the Inspectors of the State Prison."

And now to inform the Senate that in said Senate amendments the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved by the Senate (the House concurring), That the Board of Regents and the State Board of Education be and they are hereby requested to reduce all salaries of professors, teachers, and employes in the several institutions under their control, as follows: All salaries over \$1,500 to \$2,000, inclusive, 10 per cent, and all salaries over \$2,000, 20 per cent;

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The message was laid on the table.

THIRD READING OF BILLS.

House bill No. 346 (printed No. 365), entitled

A bill to amend, consolidate, and revise the several acts and parts of acts establishing municipal and justices' courts in the city of Detroit,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Morgan,	Mr. Shoemaker,
Andrus,	Freeman,	Morse,	Taylor,
Burleigh,	Hinchman,	Nelson,	Tyler,
Chamberlain,	Jenney,	Newcomb,	Waterbury,
Wm. Cook,	Markey,	Packard,	Williams,
Edsell,	McElroy,		

23
0

NAYS.

Title agreed to.

On motion of Mr. Freeman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 414 (printed No. 242), entitled

A bill to amend section 1 of chapter 175, of the compiled laws of 1871, being compiled section 4971, relative to the removal of causes from one circuit court to another ;

Was read a third time, and pending the taking of the vote thereon,

Mr. Tyler moved that the further consideration of the bill be indefinitely postponed ;

Which motion prevailed.

Senate manuscript bill, entitled

A bill to amend sections 87 and 88 of "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add one new section thereto, to stand as section 124 of said act, as section 124 of said act, and as section 1090 of said compiled laws relating to the assessment and collection of taxes and the return and sale of delinquent lands therefor ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. McElroy,	Mr. Taylor,
Andrus,	Edsell,	Morse,	Tyler,
Baxter,	Freeman,	Nelson,	Waterbury,
Burleigh,	Hinchman,	Newcomb,	Wilcox,
Chamberlain,	Jenney,	Packard,	Williams,
D. R. Cook,	Markey,	Shoemaker,	23

NAYS.

Mr. Perrin,	1
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Title agreed to.

By unanimous consent, the following report was submitted :

By the committee on printing :

The committee on printing, to whom was referred

House bill No. 530 (printed No. 356), entitled

A bill to facilitate the publication of the public acts of the Legislature,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

F. H. RANKIN, *Chairman.*

Report accepted and committee discharged.

Mr. Andrus moved that the further consideration of the bill be indefinitely postponed.

Mr. Burleigh called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Newcomb,	Mr. Read,
Andrus,	Edsell,	Packard,	Taylor,
Baxter,	Freeman,	Perrin,	Waterbury,

Mr. Chamberlain,	Mr. Morse,	Mr. Rankin,	Mr. Williams,	
D. R. Cook,	Nelson,			18

NAYS.

Mr. Burleigh,	Mr. McElroy,	Mr. Tyler,	Mr. Wilcox,	
Jenney,	Shoemaker,			6

By unanimous consent, the President announced the following :

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 121, entitled

A bill to authorize supervisors of townships to administer oaths in certain cases.

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives,

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following joint resolution :

Senate joint resolution No. 17, entitled

Joint resolution to authorize the Board of State Auditors of this State to discharge from record, a certain indenture of mortgage, executed by Edmund H. Hazelton and Clarinda B. Hazelton, and George M. Dewey, to the People of the State of Michigan, and dated January 4th, 1860 ;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

Senate bill No. 185, entitled

A bill to amend act No. 360, of the session laws of 1871, being an act entitled "An act to create a fire commission in the city of Detroit," approved March 18th, 1871, by adding thereto 12 sections, to stand as sections 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37 ;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 26 by inserting after the word "shall," in line 1, the following: "Nominate and by and with the consent of the common council;"

2. Amend section 28, line 7, by striking out all after the word "property;"

3. Amend section 33, line 1, by striking out the word "shall;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Freeman moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Read,	
Andrus,	Freeman,	Nelson,	Shoemaker,	
Baxter,	Hinchman,	Newcomb,	Taylor,	
Burleigh,	Markey,	Packard,	Tyler,	
Chamberlain,	McElroy,	Perrin,	Williams,	
D. R. Cook,				21

NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 113, entitled

A bill to amend section 7 of chapter 9 of act number 62, of the session laws of 1875, approved April 1, 1875, entitled "An act granting and defining the powers and duties of incorporated villages;"

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Morse,

The Senate took a recess until 10 o'clock P. M.

AFTER RECESS.

10 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed business under the order of

MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following bill :

Senate manuscript bill, entitled

A bill to amend sections 87 and 88 of "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1053 and 1054 of the compiled laws of 1871, and to add one new section thereto to stand as section 124 of said act, and as section 1090 of said compiled laws, relating to the assessment and collection of taxes, and the return and sale of delinquent land therefor,

And to inform the Senate that the House has indefinitely postponed the further consideration of the bill.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

By unanimous consent, he special committee on taxation submitted the following report :

The special committee on taxation, to whom was referred

House Substitute for Substitute Senate bill No. 225, entitled

A bill to amend sections 11, 12, and 13 of chapter 48 of the compiled laws of 1871, being compiler's section 1788, 1789, 1790, as amended by act No. 140 of the session laws of 1875, approved April 28th, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

FITCH R. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

Mr. Shoemaker moved that the Senate concur in the amendments made to the bill by the committee;

Which motion prevailed.

The question then occurring on concurring in the House substitute for the bill, as amended by the committee on special taxation,

The same was concurred in, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Nelson,	Mr. Taylor,	
Andrus,	Foote,	Newcomb,	Tyler,	
Baxter,	Markey,	Rankin,	Waterbury,	
Burleigh,	McElroy,	Read,	Wilcox,	
Wm. Cook,	Morse,	Shoemaker,	Williams,	20

NAYS.

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By unanimous consent,

The President announced the following :

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following bill:

House bill No. 377 (printed No. 348), entitled

A bill to amend sections 6, 11, 13, 19 and 21 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids.'" and to add six new sections to the act, to stand as sections 24, 25, 26, 27, 28, and 29,

In accordance with a request from the Senate to return the same.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Andrus moved to reconsider the vote by which the Senate passed the bill; Which motion prevailed.

The question being on the passage of the bill,

Mr. Andrus, a majority of the Senators consenting thereto, moved to amend the bill by inserting after the words "the superior court of Grand Rapids," in line 3 of section 1, the following: "being act number 49 of the session laws of 1875;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Newcomb,	Mr. Taylor,
Andrus,	Jenney,	Packard,	Tyler,
Baxter,	Markey,	Rankin,	Waterbury,
Burleigh,	McElroy,	Read,	Wilcox,
Edsell,	Nelson,	Shoemaker,	Williams,
Footo,			

21

NAYS.

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The question being on agreeing to the title,

Mr. Andrus moved to amend the title as follows:

By inserting after the words "the Superior Court of Grand Rapids," the following: "being act number 49 of the session laws of 1875, approved March 24, 1875;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Andrus,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Williams offered the following resolution:

WHEREAS, Chas. C. Hopkins, clerk of the judiciary committee, has done valuable work for other committees of the Senate in addition to his regular work as clerk of said committee, thereby facilitating the business of the Senate; therefore,

Resolved, That there be paid to Chas. C. Hopkins as extra compensation the sum of one dollar per day during the session.

Mr. Waterbury called for the yeas and nays.

The resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Burleigh,	Mr. McElroy,	Mr. Shoemaker,	Mr. Wilcox,	
Jenney,	Morse,	Taylor,	Williams,	
Markey,	Nelson,	Tyler,		11

NAYS.

Mr. Adair,	Mr. Foote,	Mr. Newcomb,	Mr. Rankin,	
Andrus,	Freeman,	Packard,	Waterbury,	
Baxter,				9

By unanimous consent,

The President announced the following

MESSAGE FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That the Secretary of State be and is hereby directed to forward the laws, journals, and all other documents of the present session of the Legislature to the reporters of the press, who have been in attendance since the opening of the session;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,
Clerk of the House of Representatives.

Mr. Perrin moved that the Senate concur in the adoption of the concurrent resolution,

Which motion prevailed.

On motion of Mr. Andrus,

The Senate took a recess until 11:15 o'clock P. M.

AFTER RECESS.

11:45 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Sergeant-at-Arms announced a committee from the House who informed the Senate that the House had disposed of all the business before that body, and was ready to adjourn.

By unanimous consent,

The President announced the following

MESSAGE FROM THE HOUSE:

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1875. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bill:

House substitute for substitute for Senate bill No. 225, entitled

A bill to amend sections 11, 12, and 13 of chapter 48 of the compiled laws of 1871, being compiler's sections 1788, 1789, and 1790, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes,

Which was a House substitute adopted by the Senate with the following amendments:

1. By adding to section 11 the following: "And a list of such uncollected taxes shall be returned to the Auditor General for the information of non-resident owners, but no application to pay the same at the Auditor General's office shall relieve the lands from such taxes, until the same are actually paid to the county treasurer;"

2. By adding to section 13 the following: "And all deeds executed on sales heretofore made by the Auditor General under this act, and recorded by the register of deeds of this State, are hereby declared to be of the same force and effect as if they had been heretofore authorized to be so made and recorded;"

And now to inform the Senate that in said amendments the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Nelson moved to take from the table the following:

House bill No. 467 (printed No. 310), entitled

A bill to amend sections 22 and 34 of an act entitled "An act to revise the charter of the village of Whitehall," approved April 22, 1873, as amended by an act approved April 23, 1875;

Which motion prevailed.

Mr. Nelson moved to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Nelson, a majority of the Senate consenting thereto, moved to amend the bill by striking out in line 3 of section 3 the words "as amended by an act approved April 23, 1875;"

Which was agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adair	Mr. Foote,	Mr. Morse,	Mr. Read,
Andrus,	Freeman,	Nelson,	Shoemaker,
Baxter,	Hinchman,	Newcomb,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Chamberlain,	Markey,	Perrin,	Waterbury,
D. R. Cook,	McElroy,	Rankin,	Wilcox,
Edsell,			

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The question being on agreeing to the title,

Mr. Nelson moved to amend the title as follows:

By striking out the words "as amended by an act approved April 23d, 1875;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Nelson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent, the President announced the following:

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }
Lansing, May 17, 1877. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 39, entitled

A bill to provide for the reduction of capital stock of corporations;

2. Senate bill No. 54, entitled

A bill to prevent the unlawful entry into any railroad freight car with intent to obtain carriage, etc.;

3. Senate bill No. 221, entitled

A bill to amend section 2094 of the compiled laws of 1871, relating to the killing or destruction of quail;

4. Senate bill No. 181, entitled

A bill to amend sections 1, 2, and 3 of an act entitled "An act for the protection of land, and to punish the cutting and carrying away of timber therefrom," approved March 27, 1867, being compiler's sections 7612, 7613, and 7614 of the compiled laws of 1871;

5. Senate bill No. 104, entitled

A bill to amend section 2028 of the compiled laws of 1871, being section 2 of "An act to prevent animals from running at large in the public highways;"

6. Senate bill No. 142, entitled

A bill to amend section 7449 of the compiled laws of 1871, as amended by act No. 135 of the session laws of 1873, approved April 29, 1873, in relation to fees of appraisers, commissioners, and others;

7. Senate bill No. 64, entitled

A bill to amend section 7980 of the compiled laws of 1871, relative to inquests, being section 11 of chapter one hundred and sixty-seven of the revised statutes of 1846;

8. Senate bill No. 24, entitled

A bill to amend sections 5135 and 5142 of the compiled laws, relative to granting of injunctions to stay proceedings at law in the courts of chancery;

9. Senate bill No. 136, entitled

A bill to amend section 1 of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors and to drunken persons, and to habitual drunkards; to provide a remedy against persons selling liquor to husbands or children in certain cases," approved May 3, 1875, and to prohibit the sale of intoxicating drinks on days of election;

10. Senate bill No. 145, entitled

A bill to amend section 1 of chapter 188 of the compiled laws of 1871, being compiler's section 5954, relative to proof of demand in suit;

11. Senate bill No. 83, entitled

A bill to provide a contingent fund for certain township purposes;

12. Senate bill No. 51, entitled

A bill to amend section 7781 of the compiled laws of 1871, relative to the more effectual prevention of cruelty to animals;

13. Senate bill No. 66, entitled

A bill to amend section 470 of the compiled laws of 1871, relative to the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative, and legislative powers;

14. Senate bill No. 139, entitled

A bill to amend section 5545 of the compiled laws of 1871, relative to criminal proceedings before justices of the peace;

15. Senate bill No. 21, entitled

A bill to amend an act entitled "An act to regulate and define the duties of the judges of probate in certain cases," approved April 15, 1873;

16. Senate bill No. 182, entitled

A bill to amend section 7488 of the compiled laws of 1871, relative to the costs of proceedings in criminal cases;

17. Senate bill No. 117, entitled

A bill to provide for the collection of damages sustained by reason of defective bridges, culverts, sidewalks, or crosswalks upon the public streets of incorporated cities and villages;

18. Senate bill No. 6, entitled

A bill to facilitate the collection of promissory notes, bills of exchange, and other negotiable instruments;

19. Senate bill No. 8, entitled

A bill to amend section 1 of act number 82 of the session laws of 1873, and approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter 97 of the compiled laws of 1871, and also act number 94 of the session laws of 1871, approved April 12, 1871;

20. Senate bill No. 9, entitled

A bill to facilitate the organization of co-operative and mutual benefit associations within this State;

21. Senate bill No. 88, entitled

A bill in relation to voluntary assignments, and to compel assignees to give security;

22. Senate bill No. 50, entitled

A bill to amend section 5231 of the compiled laws of 1871, relative to probate courts;

23. Senate bill No. 123, entitled

A bill to reorganize the first and fourth judicial circuits, and to create the twenty-second judicial circuit;

24. Senate bill No. 214, entitled

A bill to amend section 3 of act number 260 of the session laws of 1865, entitled "An act to organize union school district of the city of Saginaw;"

25. Senate bill No. 146, entitled

A bill to provide for a probate register for the county of Monroe;

26. Senate bill No. 205, entitled

A bill relative to deeds and conveyances imperfectly acknowledged ;

27. Senate bill No. 206, entitled

A bill to amend section 9 of an act entitled "An act further to preserve the purity of elections, and guard against the abuses of the elective franchise by a registration of the electors," approved February 14, 1859, being section 167 of the compiled laws of 1871 ;

28. Senate bill No. 59, entitled

A bill to amend section 84 of chapter 6 of the compiled laws of 1871 relative to holding general and special elections, the same being compiler's section 115 ;

29. Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies ;

30. Senate bill No. 193, entitled

A bill to amend section 1, chapter 72, of the revised statutes of 1846, being compiler's section 4420 of the compiled laws of 1871, in relation to "the payment of debts and legacies of deceased persons ;

31. Senate bill No. 152, entitled

A bill to make it optional with townships to alter their system of repairing highways ;

32. Senate bill No. 219, entitled

A bill to authorize the East Saginaw, Vassar, and Sanilac Plank Road Company to discontinue certain portions of said road ;

33. Senate bill No. 213, entitled

A bill to provide for the appointment of a State trespass agent ;

34. Senate bill No. 226, entitled

A bill to amend section 12 of chapter 47 of the compiled laws of 1871, as amended by act number 159 of the session laws of 1875, approved April 29, 1875, being compiler's section 1756, relating to sale of lands for county drain taxes ;

In the passage of which the House has non-concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }
Lansing, May 18, 1877.

To the President of the Senate :

SIR,—I am instructed by the House to return to the Senate the following joint resolutions :

1. Senate joint resolution No. 19, entitled

Joint resolution to amend the constitution of this State by inserting a provision in section two, of Article X., empowering the legislature to organize or discontinue any county composed wholly of islands ;

2. Senate joint resolution No. 20, entitled

Joint resolution for the appointment of a special commission to prepare for submission to the next session of the Legislature amendments of the law relating to the assessment and collection of taxes.

3. Senate joint resolution No. 21, entitled

Joint resolution to amend section 2 of Article IV., of the Constitution of the State of Michigan relating to the election of State Senators;

In the passage of which the House has non-concurred.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

Mr. Foote moved that the Senate adjourn.

Which motion did not prevail.

Mr. Waterbury moved that a committee of three be appointed to wait upon the House and inform that body that the Senate has finished its labors and is ready to adjourn;

Which motion prevailed.

The President announced as such committee Senators Waterbury, Shoemaker, and Baxter.

After a short absence the committee returned, reported that they had performed the duty assigned them, and were discharged.

The Sergeant-at-Arms announced a committee from the House of Representatives, who informed the Senate that they had been appointed by the House to act with a like committee on the part of the Senate, to wait on the Governor and inform him that the two Houses had finished their labors, and, being ready to adjourn, to ask if he had any further communication to make to the two Houses.

Mr. Burleigh moved that a committee of three be appointed to act with the House committee to wait on the Governor and ascertain if he had any further communication to make to the Legislature;

Which motion prevailed.

The President announced as such committee, Senators Burleigh, Packard, and Jenney.

After a brief absence the committee returned and informed the Senate that in company with a like committee on the part of the House they had waited on the Governor, and informed him that the two Houses had finished their labors and were ready to adjourn, and asked if he had any further communications to make to the two Houses; and that the Governor had informed them that he had no further business to submit to the Legislature.

The committee were discharged.

On motion of Mr. Perrin,

The Senate adjourned.

Lansing, Saturday, May 19, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called: not a quorum present.

On motion of Mr. Edsell.

The Senate adjourned.

Lansing, Monday, May 21, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called : not a quorum present.

The following message was received from the Governor :

EXECUTIVE OFFICE, }
Lansing, May 18, 1877. }

To the Senate :

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to define and limit the term of office of officers and commissioners appointed by the Governor, in cases not otherwise defined and limited.

CHARLES M. CROSWELL.

The message was laid on the table.

On motion of Mr. Jenney,

The Senate adjourned.

Lansing, Tuesday, May 22, 1877.

The Senate was called to order by the President at 9½ o'clock A. M.

Roll called : not a quorum present.

The committee on engrossment and enrollment submitted the following report :

The committee on engrossment and enrollment of bills, to whom was referred Senate bill No. 207, entitled

A bill to amend "An act to authorize the formation of corporations for literary and scientific purposes," approved April 21, 1865, being chapter 112 of the compiled laws of 1871;

Also, Senate bill No. 49, entitled

A bill to amend section two of chapter two hundred and fifteen of the compiled laws of eighteen hundred and seventy-one, the same being compiler's section six thousand seven hundred and ninety, relative to the lien of mechanics and others;

Also, Senate bill No. 129, entitled

A bill to authorize cities, incorporated villages, and townships, to establish and maintain free public libraries and reading rooms;

Also, Senate bill No. 141, entitled

A bill to authorize the judge of probate of Jackson county to appoint a probate register and prescribing his duties and compensation;

Also, Senate bill No. 103, entitled

A bill to authorize registers of deeds to procure a seal of office;

Also, Senate bill No. 157, entitled

A bill to amend act No. 103 of the laws of 1875, being "An act to amend section 28 of an act entitled 'An act to revise and consolidate the several acts relative to the support and maintenance of poor persons,' approved April 5, 1869, being section 1843 of the compiled laws of 1871," approved April 22, 1875;

Also, Senate bill No. 202, entitled

A bill to provide for the establishment, government, and control of union work-houses and alms-houses;

Also, Senate bill No. 121, entitled

A bill to authorize supervisors of townships to administer oaths in certain cases;

Also, Senate bill No. 30, entitled

A bill to authorize the formation of land companies;

Also, Senate bill No. 114, entitled

A bill making appropriations for building additions, repairs, and improvements to the State Prison at Jackson;

Also, Senate bill No. 113, entitled

A bill to amend section 7, of chapter 9, of act No. 62, of the session laws of 1875, approved April 1, 1875, entitled "An act granting and defining the powers and duties of incorporated villages;"

Also, Senate joint resolution No. 17, entitled

Joint resolution to authorize the Board of State Auditors of this State to discharge from record a certain indenture of mortgage, executed by Edmund H. Hazelton and Clarinda B. Hazelton, and George M. Dewey, to the People of the State of Michigan, and dated January 4th, 1860;

Also, Senate bill No. 93, entitled

A bill to regulate the height of bridges over railroad tracks;

Also, Senate bill No. 131, entitled

A bill to provide for the organization, regulation, and management of the asylums for the insane, and effectually to provide for the care, maintenance, and recovery of the insane;

Also, Senate bill No. 225, entitled

A bill to amend sections 11, 12, and 13 of chapter 48 of the compiled laws of 1871, being compiler's sections 1788, 1789, and 1790, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyances of lands delinquent for township drain taxes;

Also, Senate bill No. 94, entitled

A bill relative to dividing townships and villages into election districts and to provide for the registration of electors in such cases;

Also, Senate bill No. 56, entitled

A bill to regulate and govern the State House of Correction and Reformatory at Ionia;

Also, Senate bill No. 224, entitled

A bill to amend section 6465 of the compiled laws 1871, as amended by act No. 123 of the session laws of 1873, approved April 19, 1873, relative to proceedings by garnishment;

Also, Senate bill No. 185, entitled

A bill to amend act number 360 of the session laws of 1871, being an act entitled "An act to create a fire commission in the city of Detroit," approved

March 18, 1871, by adding thereto 12 sections, to stand as sections 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37;

Also, Senate bill No. 84, entitled

A bill to amend sections 31 and 94 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved Jan. 18, 1862, being compiler's sections 858 and 921 of the compiled laws of 1871, as amended by act No. 116 of the session laws of 1873, approved April 18, 1873;

Also, Senate bill No. 77, entitled

A bill to prevent betting upon the result of any political nomination, appointment, or election;

Also, Senate bill No. 222, entitled

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institutions of this State, or the Detroit House of Correction;

Also, Senate bill No. 168, entitled

A bill making an appropriation for furnishing the new State Capitol;

Also, Senate bill No. 216, entitled

A bill making appropriations for the expenses of the State officers and State government, and providing a tax to defray the same for the years 1877 and 1878;

Also, Senate bill No. 186, entitled

A bill to amend section 3726, of the compiled laws of 1871, being section 14 of an act for the relief of school districts, as amended by act No. 183 of the session laws of 1875, approved May 1, 1875;

Also, Senate bill No. 176, entitled

A bill to amend sections nine and fifteen of chapter fifty-five of the compiled laws of 1871, being compiler's sections 1992 and 1998, relative to gaming;

Also, Senate bill No. 184, entitled

A bill making appropriations for the institution for educating the deaf and dumb and the blind for the years 1877 and 1878, and to repeal section 1895 of the compiled laws of 1871, and to amend section 3 of act No. 102 of the session laws of 1875;

Also, Senate bill No. 220, entitled

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters, in cases of contested elections;

Also, Senate bill No. 200, entitled

A bill to amend section 3 of chapter 1, sections 10, 18, and 19 of chapter 5, sections 2 and 15 of chapter 6, section 6 of chapter 20, section 11 of chapter 21, section 7 of chapter 22, and sections 4, 5, and 20 of chapter 25, of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

Also, Senate concurrent resolution

Directing the Secretary of the Senate and the Clerk of the House of Representatives to mail certain journals and other documents to members of the Legislature and others mentioned;

Also, concurrent resolution

To provide for the printing of 2,000 copies of the history of the battle flags of Michigan, and for the distribution of the same.

Respectfully report the same herewith, correctly enrolled, and ask to be discharged from the further consideration of the subject.

WM. JENNEY, JR., *Chairman.*

Report accepted and committee discharged.

BILLS PRESENTED TO THE GOVERNOR.

The Secretary announced that he had presented the following bills and resolutions to the Governor under the rules:

A bill to amend "An act to authorize the formation of corporations for literary and scientific purposes," approved April 21, 1865, being chapter 112, of the compiled laws of 1871;

Also,

A bill to amend section two of chapter 215 of the compiled laws of 1871, the same being compiler's section 6790, relative to the lien of mechanics and others;

Also,

A bill to authorize cities, incorporated villages, and townships to establish and maintain free public libraries and reading rooms;

Also,

A bill to authorize the judge of probate of Jackson county to appoint a probate register, and prescribing his duties and compensation;

Also,

A bill to authorize registers of deeds to procure a seal of office;

Also,

A bill to amend act No. 103 of the laws of 1875, being "An act to amend section 28 of an act entitled 'An act to revise and consolidate the several acts relative to the support and maintenance of poor persons,'" approved April 5, 1869, being section 1843 of the compiled laws of 1871, approved April 22, 1871;

Also,

A bill to provide for the establishment, government and control of union work-houses and alms-houses;

Also,

A bill to authorize supervisors of townships to administer oaths in certain cases:

Also,

A bill to authorize the formation of land companies;

Also,

A bill making appropriations for building additions, repairs, and improvements to the State prison at Jackson;

Also,

A bill to amend section 7 of chapter 9 of act number 62, of the session laws of 1875, approved April 1, 1875, entitled "An act granting and defining the powers and duties of incorporated villages;"

Also,

Joint resolution to authorize the Board of State Auditors of this State to discharge from record, a certain indenture of mortgage, executed by Edmund H. Hazelton and Clarinda B. Hazelton, and George M. Dewey, to the People of the State of Michigan, and dated January 4th, 1860;

Also,

A bill to regulate the height of bridges over railroad tracks;

Also,

A bill to provide for the organization, regulation, and management of the Asylums for the Insane, and effectually to provide for the care, maintenance, and recovery of the insane;

Also,

A bill to amend sections 11, 12, and 13 of chapter 48, of the compiled laws of 1871, being compiler's sections 1788, 1789, and 1790, as amended by act No. 140 of the session laws of 1875, approved April 28, 1875, in relation to sale and conveyance of lands delinquent for township drain taxes;

Also,

A bill relative to dividing townships and villages into election districts and to provide for the registration of electors in such cases;

Also,

A bill to regulate and govern the State House of Correction and Reformatory at Ionia;

Also,

A bill to amend section 6465 of the compiled laws of 1871, as amended by act No. 123 of the session laws of 1873, approved April 19, 1873, relative to proceedings by garnishment;

Also,

A bill to amend act No. 360, of the session laws of 1871, being an act entitled "An act to create a fire commission in the city of Detroit," approved March 18th, 1871, by adding thereto 12 sections, to stand as sections 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37;

Also,

A bill to amend sections 31 and 94 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being compiler's sections 858 and 921 of the compiled laws of 1871, as amended by act No. 116 of session laws of 1873, approved April 18, 1873;

Also,

A bill to prevent betting upon the result of any political nomination, appointment, or election;

Also,

A bill relative to the care of persons insane at the expiration of their term of sentence at any of the penal institutions of this State, or the Detroit House of Correction;

Also,

A bill making an appropriation for furnishing the new State Capitol;

Also,

A bill making appropriations for the expenses of the State officers and State government and providing a tax to defray the same for the years 1877 and 1878;

Also,

A bill to amend section 3726 of the compiled laws of 1871, being section 14 of an act for the relief of school districts, as amended by act No. 183 of the session laws of 1875, approved May 1, 1875;

Also,

A bill to amend sections nine and fifteen of chapter 55 of the compiled laws of 1871, being compiler's sections 1992 and 1998, relative to gaming;

Also,

A bill making appropriations for the institution for educating the deaf and dumb and the blind, for the years 1877 and 1878, and to repeal section 1895 of the compiled laws of 1871, and to amend section 3 of act No. 102 of the session laws of 1875;

Also,

A bill further to preserve the purity of elections, and guard against abuses of the elective franchise, by providing for the identification of the ballots of unqualified voters in cases of contested elections;

Also,

A bill to amend section 3 of chapter 1, sections 10, 18, and 19 of chapter 5, sections 2 and 15 of chapter 6, section 6 of chapter 20, section 11 of chapter 21, section 7 of chapter 22, and sections 4, 5, and 20 of chapter 25, of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

Also,

Concurrent resolution directing the Secretary of the Senate and the Clerk of the House of Representatives to mail certain journals and other documents to members of the Legislature and others mentioned;

Also,

Concurrent resolution to provide for the printing of 2,000 copies of the history of the battle flags of Michigan, and for the distribution of the same.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, May 21, 1877. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State

An act making appropriation for furnishing the new State Capitol;

An act to authorize registers of deeds to procure a seal of office,

An act to authorize the judge of probate of Jackson county to appoint a probate register, and prescribing his duties and compensation.

An act to amend section 2 of chapter 215 of the compiled laws of 1871, the same being compiler's section 6790, relative to the lien of mechanics and others;

An act to amend compiler's section 1741 of the compiled laws of 1871, approved March 15th, 1871, entitled "An act to authorize boards of health to dispose of real estate;"

An act making appropriations for the expenses of the State officers and State government, and providing a tax to defray the same for the years 1877 and 1878,

An act to amend act number 103 of the laws of 1875, being "An act to amend section 28 of an act entitled, 'An act to revise and consolidate the several acts relative to the support and maintenance of poor persons,' approved April 5, 1869, being section 1843 of the compiled laws of 1871," approved April 22, 1875;

An act to amend "An act to authorize the formation of corporations for literary and scientific purposes," approved April 21, 1865, being chapter 112 of the compiled laws of 1871;

An act to amend section 1 of an act entitled "An act to regulate proceedings by attachment against foreign corporations in certain cases," approved April 4, 1871, being compiler's section 5519 of the compiled laws of 1871;

An act to amend section 15 of chapter 179 of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace;

An act to amend sections 28, 29, 39, 47, 49, and 52, and to repeal sections 67 and 68 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873;

An act to amend act No. 14, of the session laws of 1840, entitled "An act to reincorporate the fire department of the city of Detroit," approved February 14, 1840, as amended by act No. 8, session laws of 1859, approved January 25, 1859, as amended by act No. 190 of the session laws of 1861, approved March 15, 1861, as amended by act No. 440 of the session laws of 1869, approved April 3, 1869;

An act to authorize cities, incorporated villages, and townships, to establish and maintain free public libraries and reading rooms;

An act to regulate the height of bridges over railroad tracks;

An act to amend "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers," approved April 8, 1851;

An act making appropriations for building addition, repairs, and improvements to the State Prison at Jackson;

An act to authorize supervisors of townships to administer oaths in certain cases;

An act to amend section 3 of chapter 1, sections 10, 18, and 19 of chapter 5, sections 2 and 15 of chapter 6, section 6 of chapter 20, section 11 of chapter 21, section 7 of chapter 22, and sections 4, 5, and 20 of chapter 25 of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875;

Concurrent resolution directing the Secretary of the Senate and the Clerk of the House of Representatives to mail certain journals and other documents to the members of the Legislature and others mentioned.

CHARLES M. CROSWELL.

The message was laid on the table.

The hour of 12 o'clock M. having arrived, the President announced the Senate adjourned *sine die*.

SENATE CHAMBER, }
Lansing, May 22, 1877. }

I hereby certify that the foregoing is a correct journal of the proceedings of the Senate of the Legislature of Michigan, for the year 1877.

JAMES H. STONE,
Secretary of the Senate.

EXECUTIVE JOURNAL.

EXECUTIVE JOURNAL.

SENATE CHAMBER, }
Lansing, January 12th, 1877. }

IN EXECUTIVE SESSION.

On motion of Mr. Baxter,

The Senate went into Executive session at 2:57 o'clock P. M.

The President announced a message from the Governor transmitting nominations for the offices of State Librarian, Warden of the State Prison, and Commissioner of Insurance.

The President also announced a message from the Governor, transmitting nominations for the office of Notary Public.

Mr. Nelson moved that a committee of three on Executive business be appointed;

Which motion prevailed.

The President announced as such committee Senators Nelson, McElroy and Redfield.

On motion of Mr. Read,

The two messages were referred to the committee on Executive business.

The committee on Executive business, to whom was referred the message of the Governor nominating Harriet A. Tenney as State Librarian, William Humphrey as Warden of the State Prison, and Samuel H. Row as Commissioner of Insurance, respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with the recommendation that the Senate do advise and consent to said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES D. NELSON, *Chairman.*

The following is the message:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, January 12, 1877. }

To the Senate:

I hereby nominate Harriet A. Tenney to the office of State Librarian for the term of two years from and after the first day of January, 1877.

I further hereby nominate William Humphrey to the office of Warden of the State Prison for the term of two years from and after the first day of January, 1877.

I also further hereby nominate Samuel H. Row to the office of Commissioner

of Insurance for the term of two years from and after the first day of January, 1877.

CHARLES M. CROSWELL.

Mr. Baxter moved that the Senate do advise and consent to the nominations contained in the foregoing message.

Which motion prevailed, the following being the vote thereon :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Read,
Andrus,	Edsell,	Morse,	Redfield,
Baxter,	Foote,	Nelson,	Shoemaker,
Breitung,	Freeman,	Newcomb,	Taylor,
Burleigh,	Hinchman,	Osborne,	Tyler,
Burch,	Jenney,	Packard,	Waterbury,
Chamberlain,	Markey,	Perrin,	Wilcox,
D. R. Cook,	McElroy,	Rankin,	Williams,

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The committee on Executive business to whom was referred the message of the Governor containing a list of nominations for the office of Notary Public, would respectfully report that they have had the same under consideration, and have carefully examined the list, and the committee have directed me to report the same back to the Senate, with the recommendation that the Senate do advise and consent to the several nominations made in the message as such Notaries Public for their respective counties, and ask to be discharged from the further consideration of the subject.

CHARLES D. NELSON, *Chairman*.

Report accepted and committee discharged.

The following is the message :

ALCONA.

Simon J. McNally, John C. Gram.

ALLEGAN.

James Gardner, Frank S. Donaldson, Isaac H. Lamoreaux, Patroclus A. Latta, Asa W. Blackman, John A. Beamer, Edwy C. Reid, Hiram B. Hudson, Philip Padgham, James B. Humphrey, Allen Mosher, Allen Wood, Hannibal Hart, John E. Babbitt, Fred G. Truesdell, Alfred B. Taylor, Henry C. Stoughton, George W. Merriman, Edward J. Anderson, Charles H. Hickock, Lee Deuel, Donald C. Henderson, Trudie Harding, Lyndes A. Spencer, William J. Deming.

ALPENA.

Noble M. Brackinreed, Fred H. Barlow, James A. Case, Charles H. Trask, William H. Johnson, Samuel H. Pangborn, William D. Hitchcock, John R. Kelley, Seth A. L. Warner, Albert C. Tefft, George L. Maltz.

BARAGA.

Earl Edgerton.

BARRY.

George H. Brooks, Lorenzo D. Quackenbush, Marcus W. Riker, Chauncey A. Barnes, Arthur B. Freeman, Horace C. Turner, John H. Monroe, John A. Zimmerman, Charles M. Brady, Christopher A. Hough, Emanuel J. Fightner, Charles M. Knappen.

BAY.

Hezekiah M. Gillett, Theodore F. Shepard, Edward R. Stanson, Charles Lefert, John H. Wilkins, Sidney S. Campbell, Horatio G. Robbins, George F. Hood, Thomas A. Calzell, Luther Westover, George P. Cobb, George W. Hotchkiss, Archibald McDonnell, Orrin Bungs, Alfred P. Lyon, William A. Cathcart, Robbins P. Taylor, Winsor Scofield, John Hyde, John W. McMath, Byron E. Warren, John W. Shearer, George W. Milan, Wheeler L. Plum, Albert Miller, William Daglish, Patrick Kilduff, Henry A. Braddock, Charles T. Braddock, William H. Farwell, William A. Young, Charles C. Fitzhugh, Thomas W. Hasting, Charles H. Freeman, Erastus T. Dunbar, George H. Merrill, Ralph Crable, Isaac G. Worden, Luther Reckwith, William H. Barse, Harvey M. Hemstreet, Griffith H. Francis, William M. Green, George L. Mosher, Thomas B. Raymond, Michael Golden, Evander S. Van Tiew, Samuel L. Brigham, Edward Forsythe, Reuben Green, Archibald McMillan, John S. McMullen, Erastus L. Dunbar, Daniel Mangan, Hiram Blasdell, Andrew Walton, Frank E. Tyler, Robert Pratt, Fred K. Gustin, Henry T. Evans, Charles B. Cottrell, John J. Nugent, George P. Cobb, John M. McMath, Frank S. Pratt, George S. Green.

BENZIE.

Arthur T. Case, Albert S. Worthington.

BERRIEN.

Lorenzo P. Alexander, Henry Chamberlain, Charles H. Bostwick, Edward K. Warren, Albert L. Drew, Henry N. Chamberlain, George M. Valentine, Samuel Hess, Orville S. Abbott, William S. Sinclair, Theodore G. Beaver, Lawson A. Duncan, Edwin R. Havens, Montgomery Shepard, Warren Chapman, Lawrence C. Fyfe, Junius H. Hatch, Edward G. Hongland, Robert Brethschneider, James Brown, Charles C. Collins, Isaac P. Campbell, James Graham, Benjamin F. Pennell, Edwin D. Cooke, William H. Miller, Almond B. Riford, Alonzo Plummer, Edwin T. Dickson, Cholwell Knox, Charles Hinderer, T. Lee Wilkinson, Charles E. Howe, Worthy Putnam, Alexander B. Leeds, David E. Hinman, Thomas Marrs.

BRANCH.

Abijah Mosher, John Murphy, James N. Averill, Joseph C. Leonard, Henry C. Whitty, Benjamin S. Whitehead, George W. Brundage, Wellington S. Southworth, Robert E. Copeland, Philo H. Crippen, Franklin T. Eddy, William H. Donaldson, George Starr, David B. Dennis, Charles Starr, Frank D. Newberry, Isaac P. Alger, Charles T. Allen, William P. Hurd, G. Fred Hurd, William H. Compton, George Styles, Gilbert B. Green, Benjamin F. Clark, Lofus H. Goodrich.

CALHOUN.

Cyrus M. Alward, John F. Hinman, Solomon S. Hicks, Charles M. Leon, Leonidas D. Dibble, Myron H. Joy, Walter Clark, Charles C. McDermid, Nathan H. Briggs, Chester J. Murray, George A. Dusenbury, William A. Lane, Byron Smith, Justin T. Cook, William H. Brockway, Solomon P. Brockway, Stephen F. Snyder, John C. Patterson, Charles D. Brewer, Norris J. Frink, Milo Soule, Daniel P. Wood, Willis S. Geer, James N. Robinson, William J. Webster, Walter W. Woolnough, David S. Beach, Peter Mulvany.

CASS.

Stephen L. George, Lewis E. Barney, George Miller, Barth W. Schermerhorn, Charles W. Clisbee, Lowell H. Glover.

CLARE.

William W. Greene.

CLINTON.

George W. Kinney, William J. Sessions, Joseph M. Frisbie, William Brunson, William H. Castel, William J. Esler, Hanford H. Hawley, Albert J. Baldwin, William M. Young, Charles M. Merrill, James L. Kellogg, James D. Estes, William W. Dennis, Charles Farmer, Job D. Sickels, George W. Bates.

EATON.

Jacob L. McPeak, John W. Nichols, Charles T. Russell, Hamilton G. McPeak, David R. Gunson, Enos Boughton, Henry N. Brooks, Norman S. Booth, Elias D. Williams, Charles D. Spafford.

EMMET.

James Bell.

GENESEE.

John S. Youngs, Jared Van Vleet, David P. Halsey, Nehemiah Countryman, Charles Fellows, Washington I. Beardsley, John F. Cartwright, Harmanus B. Fall, John Donelson, Robert W. Dullam, James Van Vleet, William E. Short, William R. Bates, LeRoy Parker, Amos Dalby, Franc H. Rankin, Edmund H. McQuigg, James B. F. Curtis, John Z. Richards, Gilbert R. Chandler, Job Nichols.

GENESEE.

Edward S. Dart, Lorenzo D. Cook, Oscar Adams, James B. Moshier, Earl E. Walton, George R. Gold, Oscar F. Lochhead, John J. Pellett, William L. Gibson, Fredrick Tracy, William Dullam, Frank Dullam, Horace C. Spencer, Robert J. Whaley, Morey T. Andrews, Alexander McFarlan, Jr., Jerome Eddy, Charles T. Bridgman, William E. Gidney, Henry Seymour, Benjamin F. T. Card, J. Brush Fenton.

GRAND TRAVERSE.

Samuel C. Hodgman, Sheridan F. Hill, Edson W. Steward.

GRATIOT.

Frank G. Kneeland, Lemuel Saviers, Sylvanus Ewell, Hiram Harrington, William S. Everest, Charles J. Willett, William B. Scattergood, Barney Swope, Samuel J. Scott, Andrew J. Utley, James K. Wright, Gerrit S. Ward, Aciel F. Wright, Aaron Wessels, Truman W. Whitney, Ransom J. Fraker, Joseph H. Seaver, Joseph B. Davidson, Giles T. Brown, Ebenezer W. Kellogg, Ralph Quick, Schuyler W. Ambler, Carlton Abbott, Samuel Bigelow, Jerry B. Chandler, Farin C. Cummins, Edward L. Drake, Archibal B. Darragh, Morris Dunn, Wallace R. Freeman, James Gargett, Joseph A. Guthrie, George W. Helt, James W. Howd, Chester Howland, James T. Hall, Leman A. Johnson, Charles H. Howd, Theron A. Johnson, John C. Heslin, Lucien H. Dayton, Sylvester H. Van Lenvan, George W. Pearce.

HILLSDALE.

Adelbert Chapman, Anson Backus, George A. James, Seth D. McNeal, Oscar A. Jones, William Mercer, Benjamin P. Shepard, Horatio N. Rowley, Luke Hazen, Orlando C. Gale, Robert A. Weir, John M. Osborn, Elou G. Reynolds, Orson D. Chester, Eli H. Reynolds, John B. Alward, Lorenzo P. Reynolds, Lyman C. Tillotson, James H. Thorn, Morris R. Fuller, Perry Knapp, Frank Curtis, George N. Mead, Luther B. Woodard, Ezra J. Hodges, George W. Elmore, William M. Ransom, Parley Brown, Eugene A. Merrill, Zopher D. Hammond, Ethel Judd, Calvin L. Spaulding, Abel E. Babcock, Isaiah Hunsberger, Myron M. Comstock.

HOUGHTON.

Matthew Van Orden, Thomas D. Meads, George S. North, James W. Raymond.

HURON.

Oliver Pengree, Elbridge F. Bacon, John McIntyre.

INGHAM.

Nelson B. Jones, Eugene B. Wood, Samuel L. Kilbourne, John B. Clayberg, Lewis C. Webb, J. Vernon Johnson, Charles H. Darrow, Daniel L. Cady, John C. Cannon, Theron Van Ostrand, Elliott H. Angell, John W. Whallen, Amasa DuBois, Peter G. Laberetaux, George Wood, George F. Day, James P. Reed, Abram Hayner, Almon M. Chapin, Marshall E. Rumsey, Alonzo Cheney, Frank B. Woodhouse, George S. Wilson, Julius W. Chapin, Jason E. Nichols, John M. Longyear, Michael H. Bowerman, William Ennis, Henry P. Cherry, Allen L. Bours, William J. H. Ackerson.

IONIA.

Ethan S. Johnson, Erastus T. Yeomans, Loss E. Jones, Archillus C. Lee, Richard Vasper, Isaac Gibson, Harvey E. Johnson, Joseph T. Webber, David B. Soule, Allen B. Morse, Hiram Brown, Edwin R. Williams, John S. Wagar, Lewis Spaulding, John Crombie, John W. Baldie, William B. Harter, Frederick S. Hutchinson, Thomas G. Stevenson, Charles S. Lowe, Walter S. Chapman, Hiram A. Chapman, Anton Geck, Oscar Talcott, James A. Sage, Isaac Harwood, James V. Mickel, Lorentus B. Soule, Virgil Van Vleck, Zadock H. Bateman, Henry P. Taylor, Chauncey Waterbury, Samuel O. Hosford, Charles B. Anderson, Matthew Millard, Jerome Brown, Martin L. Weatherwax, Edward B. Percival, Henry S. Jackson.

ISABELLA.

Michael Devereaux, Douglass H. Nelson, Zerah Burr, Samuel Morrison, James W. Long, Zenas C. Robinson, Henry H. Graves, Albert Coe, Albert B. Upton, William N. Brown, Perry H. Estee.

ISLE ROYALE.

William H. Solis, Stanley G. Wight.

JACKSON.

Harvey Bush, William R. Brown, Asahel Bryon, Charles H. Bennett, Clarence M. Brockway, Abel Baldwin, Henry H. Bingham, William Clapp, Henry C. Clark, Homer A. Curtiss, Theodore W. Chapin, George M. Cady, George Cook, Morgan Case, Byron Crary, Reuben E. Clark, Allen Crawford, Franklin

S. Clark, John C. Covert, Eli A. Clement, Edmund L. Cooper, Van Dearin, Lemuel Dwelle, Walter J. G. Dean, James Dwelle, Matthew Dearin, Ira Eaton, Owen Ellison, Harmon H. Ford, Josiah B. Frost, Charles W. Fowler, George H. Fay, Newell Fleming, Darwin Fitzgerald, Edwin Fargo, Dwight F. Gillett, Albert H. Gibson, Andrew J. Gould, James Gould, William K. Gibson, John B. Grandy, Aaron T. Gorton, James M. Holland, Frank Hewlett, Charles W. Higby, James Hammill, Josiah T. Hammond, Henry Hiller, John H. Hubbard, James L. Holmes, Robert J. Haire, Benjamin H. Johnson, Robert D. Knowles, Peter Knauf, Abraham H. Kipp, Nathan G. King, Francis G. Larzelere, Judson C. Lowell, John L. Mitchell, Daniel C. Meseroll, Moses A. McNaughton, James H. Mills, Allen C. Manly, Alonzo McCain, Volney V. B. Mewin, James O'Donnell, Erastus Peck, Eugene Pringle, Eleazor Price, Albert W. Reynolds Thomas Rhead, William F. Reimeuschneider, Edwin R. Smith, Charles E. Snow, Horatio S. Smith, William H. Spratt, John C. Sharp, John W. Sharp, Stephen Seigfried, Isaac Snyder, James W. Townsend, Hawley F. Thomas, Bela Turner, Holmes Taber, John Voorhies, Arthur Van Horman, Thomas Westren, Mark S. Wolcott, Chester Warriner, Thomas A. Wilson, Grove H. Wolcott, Emory J. Wood, Richard Waldron, Augustus B. Wilder, Charles B. Wood, Charles R. Knickerbocker, Allen Townley, James M. Crosby, Mary E. McWilliam, Frank Thompson, Wade B. Smith, Charles A. Blair, George Kellogg, Albert J. Paddock, Charles G. Calkins, Joshua Clement, Anson H. Delamatter, Beverly W. Snow, Amasa A. Quigley, William H. Marsh, Alonzo S. Pixley, Stephen H. Ludlow, Daniel D. Petrie, Henry A. Wetmore, Dan W. Polley, Melville McGee.

KALAMAZOO.

Anson D. P. Van Buren, William G. Kirby, John L. Cock, Henry E. Storms, Luther Williams, Charles H. Booth, Frederick E. Woodward, Charles M. Phelps, Frank B. Whipple, Edwin J. Phelps, William A. Wood, J. Davidson Burns, Moses Hodgeman, Oscar F. Coleman, Isaiah W. Purcel, Philip D. Miller, Edwin M. Irish.

KENT.

Charles A. Hilton, Solomon O. Kingsbury, Frederick W. Worden, John R. Smith, Myrick B. Nash, Nathan Church, Alonzo C. Whitcomb, Alfred B. Turner, John Perry, Freeing W. Peck, Charles P. Rathbun, Charles F. Tuxbury, Fred S. Clark, Loomis K. Bishop, Salem F. Kennedy, Joseph J. Levy, Uriah Chubb, Rezin A. Maynard, James H. Truax, Zerah V. Cheney, M. Bradley Nash, Edward Taggart, Niram A. Fletcher, Reuben W. Powers, Eugene E. Haskins, Stephen H. Ballard, Alonzo C. Whitcomb, Isaac Lamoreaux, Frank G. Holmes, John Coffee, Thomas T. Taylor, Jay D. Utley, Omar H. Simonds, Charles A. Renwick, George P. Bowers, William H. Roth, Wm. H. Coffee, Frederic W. Paine, William J. Stuart, Levi S. Provin, George G. Stoketee, Samuel C. Smith, Benjamin Luce, Merrills H. Clark, Arthur M. Warrell, Mark M. Powers, James B. Wilson, Robert B. Loomis, Walter A. Palmer, Nicholas R. Hill, Alexander Milmine, George S. Ward, J. Edward Earle, Eugene A. Sunderlin.

KEWEENAW.

Frederick Smith, Leon Levaux.

LAPEER.

Denison E. Hazen, Albert F. Farley, Frank P. Andrus, Peter Ferguson, Nelson Haskins, Henry H. Terwilliger, Edward S. Palmer, Walter B. Churchill, Samuel McKillen, Alonzo Whitcomb, Edgar S. Hough, J. Dudley Mason, John G. Bruce, John Dean, Peter Stiver, Charles W. Ballard, Oliver A. Wattles, Maynard Butts, Henry Butler, Egbert W. Cory, William H. H. Cooper, Gardner Dexter, John Dean, John S. Fellows, Harrison Geer, Stewart Gorton, William Hulsart, John B. Hough, Millard F. Hemingway, James M. V. Hemingway, Charles Latour, Robert S. Hutton, Stephen Henry, William A. Jackson, Lucius Kendrick, J. Rollin Johnson, James E. Leete, Marvin Matson, Joseph Manwaring, Sidney W. Walton, Henry K. White, Ephraim Walkins, John J. Walkins, Joseph Wheeler, William Woods, John Abbott, Henry A. Birdsall, Ephraim P. Barrows, Menzo D. Bullock, Ellery A. Brunnell, Carlton Peck, Samuel Bevins, John Robinson, Peter Stiver, Vertulon Rich, John B. Sutton, William B. Sutton, George W. Stone, Robert L. Taylor, Thomas C. Taylor, James G. Thurston, Henry Townsend, Calvin P. Thomas, Greenleaf C. Wattles.

LENAWEE.

Byron Tripp, Jacob Rosenstein, William L. Greenly, Charles Woolcott, George W. Westerman, Nathan Manley, Walter S. Westerman, Joel Carpenter, Joseph O. Dildine, Hiram D. Ellis, William H. Drew, Michel P. Long, Albert H. Briggs, David A. Bixby, John G. Mason, John H. Goff, Franklin B. Nixon, Henry H. Sinclair, Lyman W. Baker, Alfred L. Millard, John Britton, Eugene Mann, Thomas Temple, Zacharias Cook, Benjamin L. Baxter, Witter F. Baxter, William D. Mott, Perley Bills, Samuel W. Temple, Samuel H. Merritt, Willis Merritt, Lysander Ormsby, Charles F. Bliven, James Manning, George B. Woodworth, Gamaliel I. Thompson, George C. Hale, James J. Hogaboam, William Blythe, Byron H. Sawyer, Newton J. Sawyer, William A. Whitney, William H. Waldby, George Holden, Henry C. Hart, Porter L. Sword, Chester B. Johnson, Marshall Reed, Andrew Howell, Lucius Lilly, Charles E. Russell, John Wellman, Norman Geddes, Frank W. Clay, William A. Underwood, Danforth Keyes, Samuel Wilson, Gideon D. Perry, Charles L. Hall, Charles Brown, William B. Thompson, Heman Loomis, Thomas J. Navin, Sylvester B. Smith, Dwight A. Whitney, Thomas H. Mosher.

LEELANAW.

Alfred John, Robert Lee.

LIVINGSTON.

Edward P. Gregory, Edwin B. Winans, William I. Hazard, Halsted Gregory, Isaac Teller, Sardis F. Hubbell, Henry F. Higgins, Frank Z. Hubbell, Jonathan B. Foster, Benjamin F. O. Clark, Robert Warden, Ira P. Bingham.

MACOMB.

Sherman S. Eaton, Adam Bennett.

MANISTEE.

Smith W. Fowler, Jared E. Bodwell, George A. Hart.

MARQUETTE.

Gad N. Smith, Joseph F. Stevens.

MASON.

Rupert W. Grover, William Foy, Lucius E. Hawley, Roswell P. Bishop, Marshall Smith.

MECOSTA.

Calvin J. Burtch, Wallace W. Carpenter, LaFora S. Baker, John B. Upton, Gardner F. Cutler, Ephraim H. Evans, W. Irving Latimer, William Judd.

MENOMINEE.

Joseph Fleshiem, William Somerville, James Fraser, Frank H. Van Cleve, Ebenezer S. Ingalls.

MIDLAND.

Mortimer H. Stanford, Byron Burch.

MONROE.

Phillip B. Loranger, Philip Peltier, Fred G. Buckley, Hiram Wakely, Willis D. Chapman, Talcott E. Wing, Charles H. Caldwell, Gouverneur Morris, H. Shaw Noble, George M. Landon, Seth L. Carpenter, John P. Jaminet, John D. Leonard, Timothy B. Case, Alonzo D. Anderson, Charles Gruner, Samuel S. Lapoint, Charles E. Williamson, John Gorman, Charles F. Sancraint, Thomas E. O'Brien.

MONTCALM.

Montgomery A. Reynolds, Edwin D. Finch, Eustace W. Tower, Henry M. Caunkin, John Lewis, Henry A. Jersey, Leonard D. Kuhn, Milo Lewis, John H. Tatem, Willard N. Pettee, George S. Steer, John W. Hallett, Aaron Lyon, Thomas F. Austin, Gaines M. Barney.

MUSKEGON.

Henry H. Holt, Ray W. Jones, George E. Allen, John D. Vanderwerp, George E. Dowling, Mark L. Dunning, Andrew B. Allen, J. George Wilson, Charles G. Alley, George W. Franklin, Loftus N. Keating, Porter P. Misner, Rufus W. Skeels.

NEWAYGO.

Timothy Edwards, F. Scott Smith.

OAKLAND.

Thomas J. Davis, Albert A. Rust, William H. Parker, Lyman Cate, Henderson Crawford, James C. Simouson, Emerson M. Newell, Solon H. Wilhelm, Eli S. Walker, Clark Crawford, Franklin A. Crawford, Ludovice R. Cole, Arthur R. Tripp, Henry J. Gerls, Charles B. Pittman, John T. Brown, Adolphus W. Burt, James A. Jacokes, Daniel L. Davis, Henry S. Cox, Warren N. Draper, Charles Draper, John H. Dresser, Milton H. Clark, John S. Fletcher, Thomas L. Patterson, Levi B. Taft, Dwight Dunlap, William J. Weir, Jesse Eeles, Lysander Woodward, Henry M. Look, Charles K. Carpenter, Lorin L. Treat, William Littell, Bela Cogshall, Ralph W. Hopkins.

OCEANA.

Robert M. Montgomery, Theron S. Gurney, Jason Carpenter, James W. Dunning.

ONTONAGON.

James Mercer.

OSCEOLA.

J. Byron Judkins, Albert C. Shaw, Mark Ardis.

OTTAWA.

Eber Rice, Cyrus B. Raymond, Grosvenor Reed, Nelson Spencer, Ale P. Stigenga, George H. Sexton, Medad Spencer, Cornelius Van Loo, William A. Willis, T. Stewart White, Jurrien Waltman, Charles B. Whitcomb, Peter Yates, Charles Christmas, John H. Mitchell, Henry D. Jones, John D. White, Owen R. L. Crozier, Stephen L. Lowing, Albert E. McCulloch, William D. Scott, Henry D. Weatherwax, Alfred A. Tracy, William W. Angel, Henry Bosch, Gerrit Bolks, Albert Bolks, Milo A. Boynton, Aloys Bilz, Edwin D. Blair, Benjamin F. Curtis, Cyrus C. Case, J. Morris Cross, James Cilley, Charles Crowther, George S. Chubb, Charles H. Clark, Henry W. Cleveland, Robert W. Duncan, Charles W. Dickinson, Hermanus Doesburg, Chrmas H. DuBois, George A. Farr, Daniel G. Gamsey, Anneas J. Hillebrand, George Hubbard, Edward J. Harrington, Herbert Haire, Horace A. Hudson, Henry Hedges, John B. Hancock, Peter Koning, Sherman Koon, Chauncey E. Koon, Frank Lilley, Roswell Lillie, Clinton W. Lillie, John H. Newcomb, William T. Per Lee, John B. Perham, Henry D. Post, Charles F. Post, John C. Post, George Parks, Charles F. Pfaff, Joseph L. Chapel, Oliver A. Whitney, Patrick H. McBride, James Ten Eyck, Kommer Schaddelee, Wilson Harrington, Derk Te Roller, Jesse P. R. Hall, Isaac Marsilye, Jacob Den Herder, Wiepke Diekema, Isaac Fairbanks, Henri J. W. Campman.

PRESQUE ISLE.

Andrew E. Banks, Frederick D. Larke.

SAGINAW.

Edward H. Doyle, William Jasperson, H. Washington Babcock, George Schmidt, William Moll, Jerome K. Stevens, Isaac Delano, Samuel G. Higgins, William F. Goldie, Charles Grant, Charles T. Martin, John H. Springer, Frederick Hartmann, Joseph Lawrence, Michael Leidlein, Charles E. Miller, Hezekiah Miller, John McArthur, Eugene M. Joslin, William F. Glasby, Fred H. Potter, Charles S. Smith, John H. Doyle, George F. Van Fliet, Reuben W. Andrus, Thomas M. James, Gregory Adams, Allen Barnum, Gilbert M. Stark, John H. McDonald, Reuben W. Beaman, Edward Kremer, Daniel Thompson, Lorenzo Hubinger, Hamilton Winters, Cromwell Galpin, Everett Johnson, DeWitt C. Gage, William Glover Gage, Oscar T. Jannasch, E. Everett Johnson, James S. Wilkins, Lyman J. Brooks.

SANILAC.

John Devine, Bostwick R. Noble, Samuel Burgess, James Mattison, Pitman A. Wilton, Jonathan W. Babcock, James Minard, Isaac C. Wheeler, Levi L. Wixson, James A. Burgess, Christopher M. Aldfield, Ira Arnot, Robert S. Brown, Obediah W. Lewis, William R. Nims, William A. Mills, Watson Beach, Charles S. Nims, Daniel S. Swayze, Ellis B. Clark, Daniel Lawson, John T. Faxon, Levi R. Robinson, David Crorey, Uriah Raymond, Isaac Green, Rudolph Platts, William Thomson, Jr., George A. Parker, William H. Ennest.

SHIAWASSEE.

Joseph B. Wilkins, Ebenezer Gould, Lucius E. Gould, Lawrence A. Hamblin, Levi J. Hamilton, Peter N. Cook, Isaac Gale, Arthur Garrison.

ST. CLAIR.

Alfred J. West, William F. Praker, Robert Bailey, William H. Balentine, John S. Duffie, Peter Packard, Lewis Atkins, George W. Howe, Frederick G. Kirk, John McMichael, Jr., Franklin Moore, Marshall D. Frink, Edwin T. Solis, William W. Allen, Edgar White, Edward H. Bancroft, Robert Bailie, William W. Hartson, Abner B. Fitch, Henry N. Botsford, William T. Mitchell, William W. Campfield, Alexander R. Avery, Harvy Traver, Charles D. Thompson, Milo E. Marsh, Willis C. Ransom, George W. Black, Angus McKay, John McNeil, Carrol S. Fraser, Frederick F. White, George K. Nairn, Edgar G. Spalding, William F. Botsford, Henry McMorran, Andrew Howell.

ST. JOSEPH.

Theodore E. Clapp, Thomas G. Greene, Norman S. Andrews, Aaron P. Emery, George G. DePuy, Aaron Howard, Charles W. Fonda.

TUSCOLA.

Nathan Jarvis, William C. Buchanan, Emanuel W. Fritz, James S. Gillespie, John Staly, Jr., Richard Whiteside, M. David Orr, John C. Edgar, Lyman A. Orr, Benjamin A. Wood, Alouzo B. Markham, John Jacobs.

VAN BUREN.

Hannibal M. Marshall, Frank E. Witter, Gilbert G. Johnson, George W. Lawton, Charles D. Lawton, James L. Parker, William R. Hawkins, Charles A. Harrison, Chandler Richards, Kirk W. Noyes, John G. Haynes, Jonathan G. Parkhurst, Lewis S. Warren, Robert L. Warren, Samuel Holmes, John Killifer, Charles J. Monroe, Lyman Mouroe, Stephen W. Duncombe.

WASHTENAW.

Thomas Young, George W. Turnbull, Reuben Kempf, Peter Tuite, John A. Palmer, Eugene Laible, Thomas C. Howard, Hezekiah H. Brinkerhoff, John S. Jenness, J. Willard Babbitt, William H. Dell, William J. Clarke, William H. Yost, Allen Crittenden, Frank Joslin, John W. Van Cleve, Samuel Post, William H. Jewett, Isaac N. Conklin, Frederick W. Hawkins, Ward W. Swift, William N. Stevens, Joseph D. Stevens, Noble R. Waterman, Alexander D. Crane, George H. Rhodes, Charles J. Kintner, Ezra Jones, Byron W. Cheever, S. Olin Foster, Densmore Cramer, John F. Lawrence, John Clancy, William W. Wheedon, Henry R. Hill, Mary E. Foster, Ransom Salisbury, Warren E. Walker, Alexander W. Hamilton, Fred A. Hunt, D. Oliphant Church, Howard Stephenson, Charles H. Wallace, Philip Winegar, John N. Gott, Charles H. Manly, Augustus Widenman, Robert E. Frazer, James Boyd, James Donovan, B. Frank Bower, William Allaby, Francis E. Jones, Jeremiah D. Corey, George R. Palmer, Michael Kappler, David W. Palmer, William Hanke, Sidney W. Clarkson, Nathaniel Schmid, G. Edwin States, Adolphus E. Hewett, John D. Van Duyn, E. Luther McGee, Andrew Robison, Henry Hurchhofer.

WEXFORD.

Thomas A. Ferguson.

WAYNE.

Levi T. Griffin, John B. Padberg, George A. Cady, William G. Thompson, Joseph F. Hobbs, George A. Chase, Charles F. Burton, Joseph W. Donovan, Florens Krecke, Peter Dupont, William A. Gavett, Moses Schott, Francis G.

Russel, David P. Wheeler, William S. Fish, James D. Weir, James W. Romeyn, Edwin B. Wight, Andrew McLellan, David Wallace, Thomas H. Ackerman, John Graves, John C. Howland, Daniel B. Hibbard, Jr., Edward Deacon, Charles B. Lothrop, George H. Penniman, John H. Bissell, Sidney D. Miller, Henry M. Campbell, Hoyt Post, George W. Moore, George W. Moore, Eliphaz S. Hibbard, William H. Harrington, Charles C. Hopkins, John M. Davison, Jr., John M. Swift, Charles C. Stewart, William W. O'Brien, Henry P. Ensign, George W. Hays, James P. Cawley, Abiram P. Parke, Oren Scotten, Julius P. Gilmore, Reuben H. Van Winkie, Will F. Baker, Charles A. Van Aiken, Henry L. Rutter, Benjamin Briscoe, Alexander A. Bontell, Robert Hosie, Michael Brennan, William O. Strong, Charles E. Swales, Eli K. Simons, Horatio Pratt, Ira W. Fletcher, John Martin, John Danahey, Thomas McCarthy, John G. Berry, George B. Remick, Cleveland Hunt, William W. Backus, Charles M. Swift, Horace E. Burt, Fred W. Clarke, William Faxon, Louis C. Stanley, John J. Vahey, Frank H. Culver, Thomas B. Jewell, D. Bethune Duffield, Henry M. Duffield, David B. McEwen, Edward C. Walker, Charles A. Kent, Bryant Walker, H. Fred Eberts, Edward G. Dudley, Alexis M. Salliotte, William Nowlin, Chester Elliott, Joseph Belanger, Henry Wunsch, George L. R. Steckel, Charles J. Trombly, Adam Schulte, John Schneider, Edward Minnock, Charles A. Waldemar, Charles M. Garrison, John Belknap, Tubal Cane Owen, Augustus Darrow, William Ackman, Jr., Hiram S. Finney, William E. Walker, Joseph E. Bampton, Godfroy E. Eggerman, Frank S. Armstrong, Freeland Garritson, Morrell Simmons, George Chilson, Hiram R. Nowland, Eli Barkume, Moses R. Nowland, Wesley A. Green, Herbert Bowen, Thomas S. Sprague, Henry S. Sprague, John V. Ruehle, Jr., Conrad Clippert, August Kurth, Elba D. Howe, John Jordan, Joseph F. Gunia, Benjamin McClem, Edward D. How, John B. Todenbier, Robert Laidlaw, Joseph D. Sutton, Erasmus H. Chamberlain, John Bell, Richard Poole, Alexander T. Campau, Timothy McCarthy, Henry C. Munson, Alfred Lovett, Alexander Toll, Edward Mayes, Sears Stevens, Frank Bluma, Louis F. Guenther, Samuel S. Gordon, Frederick W. Hayes, Joseph M. Thompson, George L. Lee, Leonard D. Sale, William Van Miller, John Higgs, George Gartner, David Parsons.

Mr. Nelson moved that the Senate do advise and consent to the nominations contained in the foregoing message;

Which motion prevailed, the following being the vote thereon :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Read,	
Andrus,	Edsell,	Morse,	Redfield,	
Baxter,	Foote,	Nelson,	Shoemaker,	
Breitung,	Freeman,	Newcomb,	Taylor,	
Burleigh,	Hinchman,	Osborne,	Tyler,	
Burch,	Jenney,	Packard,	Waterbury,	
Chamberlain,	Markey,	Perrin,	Wilcox,	
D. R. Cook,	McElroy,	Rankin,	Williams,	32

NAYS.

0

On motion of Mr. Adair,

The Executive session closed, the time being 4 o'clock P. M.

Lansing, January 26, 1877.

On motion of Mr. Baxter,

The Senate went into executive session at 2:55 o'clock P. M.

The President announced the following message from the Governor:

EXECUTIVE OFFICE. }
Lansing, January 26, 1877. }

To the Senate:

I hereby nominate as members of the Board of Commissioners for the general supervision of charitable, penal, pauper, and reformatory institutions:

George D. Gillespie, of Kent, for the term of eight years from the first day of January, 1877, being for the full term as well as to fill vacancy caused by the resignation of Henry W. Lord, whose term of office would have expired on the 21st day of May next.

Moreau S. Crosby, of Kent, for the term of six years from the first day of January, 1877, in place of Zebulon R. Brockway, resigned.

Uzziel Putnam, Jr., of Cass, for the term of two years from the first day of January, 1877, in place of William B. Williams, resigned.

CHARLES M. CROSWELL.

Mr. Adair moved that the Senate do advise and consent to the nominations contained in the foregoing message;

Which motion prevailed, the following being the vote thereon:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Redfield,
Andrus,	D. R. Cook,	Morgan,	Shoemaker,
Baxter,	Edsell,	Osborn,	Tyler,
Breitung,	Foote,	Perrin,	Wilcox,
Burleigh,	Freeman,	Rankin,	Williams,
Burch,	Jenney,	Read,	

23

NAYS.

The President announced the following message from the Governor:

EXECUTIVE OFFICE. }
Lansing, January 26, 1877. }

To the Senate:

I hereby nominate the following named persons to the office of notary public for the counties hereinafter respectively stated.

CHARLES M. CROSWELL.

ALLEGAN.

Lyndes A. Spencer, William Hilliard, Nahum Gilbert, Lukas Vrederveld, Ira Chichester, John H. Padgham, Sidney Rouse, Duncan A. McMartin, Charles W. Edsell, Jacob V. Rogers, Will J. Sprouts, George S. Thomas, George H. Anderson.

ALPENA.

Fred. H. Barlow.

ANTRIM.

Roswell Leavitt, Sheridan F. Hill, Cuthbert Parkinson.

BARRY.

Philo A. Sheldon, Russel B. Harley, Thomas J. Wilder, William H. Smith, Eli Nichols, Herman D. Purdy, Amos C. Towne, Milo J. Goss, John Bessmer, James A. Sweezey, Milton F. Jordan, Will M. Watkins, William B. Sweezey, William S. Goodyear, Benjamin F. Gaskill, Charles V. Robinson, Sherman C. Prindle, Solon Doud, Charles H. Brady, Russell E. Combs, Frank H. DeGolia, William H. Cole, Charles G. Holbrook, William D. Hayes, David G. Robinson, William H. Hayford, William Burgher, John Hotchkiss.

BARAGA.

James Campbell.

BAY.

John H. Plum, Frank E. Clark, George M. Stowe, George K. Shaw, James Clark, John Mulholland, Martin M. Andrews, Edwin T. Carrington, George W. Beadle, Jr., Elias B. Denison, Robert S. Toland, Jerden A. Flower, William Mercer, Charles Glosser, Herschel H. Hatch, Charles H. Dennison, Edgar A. Cooley, Robbins B. Taylor, Edward R. Slawson, Thomas A. Delzell, Charles S. Braddock, Charles Seifert, Orrin Bump, William H. Fennell, Luther Beckwith, Chester H. Freeman, Robert S. Pratt, George W. Mann.

BENZIE.

William B. Albro.

BERRIEN.

Arteman Trowbridge, Joseph W. Weimer, Edwin R. Havens, Arnold W. Pierce, Marvin H. Nye, George W. Bridgman, L. Frederick Copeland, George Bridgman, William H. Marston, Darius B. Cook, Edward W. Marston, Henry M. Dean, Joseph S. Bacon, Thomas R. Martin, William H. Breece, Uriah H. Stebbens, William H. Tryon, Calvin B. Potter, James H. Canfield, James R. Clarke, Daniel Chapman, Theodore J. DePuy, Samuel J. Barnard, Alonzo E. Kingsley, James H. Marvin.

BRANCH.

Samuel W. Dickenson, Jonas H. McGowan, Andrew J. McGowan, Charles L. Fitch, Thomas N. Cowel, John M. David, Allen C. Culver.

CALHOUN.

Tolman W. Hall, Henry T. Hinman, Henry M. Strong, Earl Smith, George J. French, Francis A. Stace, Isaac Bull, William S. Marsh, David A. Tichenor, Henry M. Dearing, James Winters, Edward H. Halstead, Edward A. Egery, Moses B. Russell, Cyrus M. Alward, James L. Whitcomb, Tracey H. Southworth, George H. French, James A. Miner, John E. Foley, Isaac Hewitt, William D. Adams, Alvan Billings, Thomas Lyon, Chas. D. Brewer, Samuel B. Nichols, James Ferguson.

CHEBOYGAN.

William B. Ellis, James W. McDonald, George D. V. Rollo.

CHIPPEWA.

George Kemp, Edward Ashman, Castle L. Newell, Guy H. Carleton, Ashbell B. Roach, Henry C. Carleton.

CLARE.

Henry Woodruff, Clark H. Southerland, George N. English, Emmet T. Hol-

comb, Christopher C. Foutch, Henry Trevidick, John C. Rockafellow, George J. Cummins, George W. Jefferies, Isaac Hanna, Charlie C. Casterlin.

CLINTON.

David S. French, James H. Collins, Isaac Hewitt, Edwin K. Sperry, Benton H. Scovill, George H. Newton, Thomas A. Willett, Cortland Hill, Richard Baylis, Anthony Cook, Orville W. Barker, Richard Du Bois, John N. McFarlan, Jay A. Dickey, George W. Estes, Moses Bartow.

DELTA.

Curtis J. Bellows, George F. Burns, John D. Ross, Edward P. Lott, Eli P. Royce, Frank H. Van Cleve.

EATON.

John Evans, Phineas S. Spaulding, Daniel P. Sagendorph, Charles H. Brown, Edwin N. Ely, Warren Ackley, William J. Hickok, Selah W. Mapes, Homer G. Barber, Isaac D. McCutcheon, Charles H. Case, John H. Kimball, Samuel F. Drury, Stephen Pearl, Martin L. Squires, William D. Brainard, Henry F. Rennington, Birney E. Shaw, Charles M. Atkins, George N. Potter, Edward A. Foote, Louis O. Smith, Lucius A. Gidding, Pitt M. Higby, Alvan D. Shaw, Charles H. Mills, Lucius B. Brockett, Elisha Shepherd, James G. Pollard, Esek Pray, James Shepherd, James W. Hickok, John W. Nichols, Frank S. Belcher, John M. Corbin, Harlow L. Dewey, George W. Squires, Robert W. Shriner, Freeman C. Wilcox, Isaiah H. Corbin, Allen C. Dutton, Hiram Smoke, Marshall F. Barber, Alonzo L. Baker, Chester M. Ambrose, Frank P. Davis, Frank L. Prindle, Jacob L. McPeak, Horace S. Maynard, George Huggett, Sylvanus J. Hunicker, Kendall Kittredge, Henry F. Burtch, Henry Herrick, David B. Hale, John T. Sweezey, Oliver H. Bouker, Fred Z. Hamilton, Silas D. Griffith, Michael Kenny, Byron J. Culbertson, Henry E. Green, Asa K. Warren.

EMMET.

Alphonso J. Southard, Albert L. Hathaway, Abner S. Lee, John G. Hill.

GENESEE.

Louis Walton, James A. Button, Henry R. Lovell, John M. Barrows.

GRAND TRAVERSE.

James Monteith, Elisha P. Ladd, Justus F. Boyd.

GRATIOT.

Jared D. Graham, Charles W. Giddings, Jonathan C. Giddings.

HILLSDALE.

Oscar Palmer, James C. Bradley, Asael B. Strong, Amos H. English, Isaac Owen.

HOUGHTON.

Augustus H. Viele, David S. Kendall, Daniel Kleockner, Michael Finn, Thomas N. Lee.

HURON.

Angus McDonald, George S. Engle, Robert W. Irwin, J. Aldrich Holmes, Joseph W. Snell, Charles F. Hazen, George C. Green, John B. Johnson, George W. Jenks, Henry Helms, Charles F. Leipprandt, Thomas Winsor,

Thomas Abbott, Robert Mumford, George H. Gregory, Horace G. Snover, Hiram Kelsey.

ISLE ROYALE.

Dewitt C. Hulet, William Jacka.

INGHAM.

J. Edgar St. John, John H. Forster, Stearns F. Smith, Christopher Y. Edwards, George W. Freeman, Edwin H. Whitney, Dougal McKenzie, Malcolm McKenzie, Nelson Bradley, James B. Porter, Charles D. Cowles, Orlando J. Root.

IONIA.

John Compton, Benjamin Vosper, George W. Bealman, Henry C. Sessions, David R. Cory, Albert L. Spencer, Clarence C. Reynolds, Albert Williams, John H. Welch, John P. Stevenson.

IOSCO.

Clifton K. Phipps.

JACKSON.

Joseph M. Griswold, Walker B. Sherman, Deodatus E. Wright, Franklin M. Elliston, Franklin Clark, Willard C. Lewis, Peter Knauf, Charles D. Snow, Day Jones, James S. Gorman, James M. Holland, Charles W. Gillett, Alfred E. Vandercook, George F. Anderson, G. Albert Merritt, J. Reed Crowell.

KALAMAZOO.

Charles E. Bailey, William G. Howard, John D. Sumner, Henry A. Ford, Lucius B. Kendall, Lawrence N. Burke, Hannah S. Smith, Nathaniel K. Hunt, Volney H. Lockwood, Frank Little, David Lillienfeld, Whitney S. Crane, Julius C. Burrows, Orrin N. Giddings, William C. Hoyt, Rollin Wood, Robert J. Williamson, George W. Russell, Otto Ihling, George Torrey, Thomas D. Trumbull, Jerome B. Turner, George R. James, Delos Philips, C. Wilber Bailey, Denison E. Groesbeck, James Henry, Lafayette H. Finney, Charles F. Janosch, Charles L. Cobb, Edwin M. Clapp, Jr.

KENT.

William P. Innis, Robert W. Innis, Henry G. Saunders, Herman Van Alderen, Henry Fralick, Adelbert W. Worden, James H. Maze, Daniel McNaughton, Malcolm M. Moore, Edward Pryce, John M. Harris, James Miller, Ernest B. Fisher, Moses Taggart, John M. Mathewson, W. Sanford Whittlesey, Edward B. Goodrich, Joseph Blake, Lowell Hall, Jay D. Naysmith, Henry P. Churchill, Horton H. Drury, Ezra N. Carrier, Charles C. Rood, Garrett A. Clement, George Thomson, Henry B. Fallas, Herman A. Vedders, Lyman S. Ballard, William G. Saunders, James W. Ransom, Loomis A. Miller, Clinton D. Shoemaker, Perrin V. Fox, Freeborn F. Bailey, Oscar B. Barber, Samuel S. Chipman, Benjamin Fairchild, Francis W. Luce, Orson H. Look, Henry P. Baker, Arthur W. Byrnes, Ezra A. Hebard, Daniel E. Corbitt, Mindrus H. Whitney, Albert E. Worden, Christopher C. Leffingwell, Oscar F. Hyde, Christian P. Friend, John H. P. Hugart, A. Frederick Norton, Peter Martin, William R. Davis, Silas K. Pierce, Daniel W. Moore, Charles G. Godfroy, Jacob Quintus, James H. Weeks, Charles S. Yale, James L. Smith, Wellington Rasco, William B. Johnson, Nathan H. Gould, Hiram J. Chambers, John

C. Fitzgerald, J. Mortimer Smith, Robert R. Loomis, John T. Holmes, Samuel L. Fuller, Henry H. Dennis, Benjamin A. Harlau, John Butler, Samuel A. Kennedy, Washington Gardner, David P. Clay, G. Chase Godwin, Albert H. Standish, Heman G. Barlow Jr., Robert P. Sinclair, Henry E. Thompson, James A. Rogers, Truman H. Lyon, Rier N. Goodsell, John E. More, Charles Barclay, Edmond J. Shinkman, William E. Grove, Samuel D. Clay, Nathaniel A. Earle, Edward P. Chamberlain, Jeremiah W. Boynton, William Ashley, Adolphus L. Skinner, Charles P. Rathbun, Fred A. Maynard, James H. McKee, Joseph P. Allen, James E. McBride, Clark H. Gleason, Myron E. Pierce, Henry F. McCormick, Elliott M. Norton, Charles N. Hyde, Charles W. Calkins, Cyrus E. Perkins, James R. Bishop, Jacob Kleinhaus, Edgar A. Moher, Thompson Sinclair, James W. Norton, Frank L. Carpenter, Selden R. King, John T. Miller, Edwin F. Uhl, Rodney C. Sessions, August Schmidt, Edwin S. Coye, Charles G. Hyde, Benjamin F. McReynolds, John O. Moffatt, Knowlton S. Pettibone, John Landon, Laurens W. Wolcott, Curtis Buck, Maurice H. N. Raymond, Farrel Burnes, Arthur C. Torrey, John T. Elliot.

KALKASKA.

Albert A. Abbott, Ambrose E. Palmer, Orrin S. Curtis, James Greacen, Arthur A. Bleazby.

KEWEENAW.

William Van Orden.

LAKE.

Albert C. Allen, Francis D. Lacy.

LEELANAW.

Walter W. Barton, Barton B. Ellis.

LAPEER.

Irving Weston, William Townsend, Alex. McLennan, William F. Daley, John Mattison, Rodney G. Hart, Charles R. Ferguson, Frank S. Abbott, Silas S. Riley, Edward T. Woodruff, William Graham, Abner C. Folsom.

LENAAWEE.

Ethan W. Curtis, Levi R. Pierson, Burton Kent, James Redmond, Jerome Davis, Orson Green, Henry Chandler, Albert Pulcifer, Edwin B. Wood, Peter S. McKinnon, Orin J. Avery, James Berry, Joel S. Harrison, Fred E. Angell, James H. Blain, John F. Welch, Erasmus D. Allen, Harvey S. Bowen, James H. Reynolds, Alonzo Clark, Thomas H. Temple, Charles Burridge, William Richard.

LIVINGSTON.

B. Howard Lawson, Newton T. Kirks, Spencer C. Drake, William M. Beach, Rollin H. Person, Robert C. Hutton, Albert H. Watson, Cyrus G. Haynes, Daniel Wright, Frank Z. Hubbell, William Williamson, Benjamin F. Button, Henry H. Harmon, John B. Crouse.

MANISTEE.

Edward C. Lewis, Byron M. Cutcheon, Thomas J. Ramsdell, Martin Morris, Andrew J. Dovel, Nicholas Cramer, Charles W. Perry, D. Bell Butler, Frank W. Calkins, Nelson G. Robinson, George Hudson, George W. Bullis, Edwin E. Benedict, Byron W. Kies, Adolph Maguan, Willard M. Farr, George W. Hopkins, Aaron V. McAlvoy, William Wenthe, Jr., George R. Geisman.

MARQUETTE.

Frederick O. Clark, Albert J. Maas, Charles H. Call, Marlow H. Crocker, John L. Cochran, Edward S. Hardy, Gershorn Jones, John A. Kruse, Matthew H. Maynard, John P. Outhwaite, William H. Parks, Peter Pascoe, Alfred P. Swineford, J. Wells Smith, Carl L. Wendel, Eugene E. Osborn, Byron D. Jones, John Q. Adams, Charles Y. Osburn, Edward C. Anthony, Addison A. Cole, James E. Dalliba, William P. Healy, George W. Hayden, William A. Jellison, Joseph Kirkpatrick, Francis M. Moore, John Maguire, Ernest D. Owen, George Pilmear, William F. Swift, Edwin Sterne, James M. Wilkinson, Peter White, George Wilson, Frederick M. Steele, William S. Calhoun.

MASON.

Burnett B. Gibson.

MECOSTA.

Samuel T. Potter, Ferdinand Fairman, John S. Evans, Lewis Toun, Joseph T. Escott.

MENOMINEE.

Daniel M. Sheldon, Charles E. Aiken.

MONROE.

Charles H. Johnson, Lewis Christie, Ira R. Grosvenor, Caspar Keyser, Burton Parker, Henry W. Russell, William C. Beck, John F. Gilday, Edward W. Hilton, Rufus E. Phinney, Ira A. Nadean, Nelson C. Phinney, Charles I. Ball, John Clark, John Davis, Andrew J. Keeney, John R. Rauch, Lucius Farnum, Byron M. Wilcox.

MONTCALM.

William J. Just, Henry Hill, Leroy Moore, Edward H. Jones, George W. Crosby, Charles W. Middleton, Norris O. Griswold, William E. Hoyt, Oliver C. Kemp, George Howorth, Amos R. Mather, Jabez B. Parker.

MUSKEGON.

John H. Spring, Horatio N. Hovey, George P. Freeman, Henry D. Baker, Collin C. Billingham, Charles F. Latimer, Hugh Park, Walter B. Bourn, Lenore Ingham, Albert Waldron, Willis C. Munroe, Hiram J. Hoyt, David D. Erwin, Rollin S. Thomson, Charles H. Wood.

NEWAYGO.

Marcus S. Angell.

OAKLAND.

Almeron S. Mathews, B. Frank Howland, Howard M. Church, Horatio Wright, George N. Hedden, Darius H. Stone, Laban J. Herrick, William P. Nisbett, Alanson Partridge, Robert J. Lounsberry, Henry C. Ward, Arthur W. Dillingham, James A. Weeks, Guy W. Selden, A. Bernard Cudworth, Jerome W. Robbins.

OCEANA.

Calvin Woodworth, Charles W. Leavitt, Albert C. Gowdy, Amos Drösser, Jr., Robert M. Montgomery, Edgar D. Richmond, Allen R. Chappell, Theron S. Gurney, Jason Carpenter, Ezekiel J. Shirts, Ebenezer B. Clark.

ONTONAGON.

Daniel Braser, John Chynoweth.

OSCEOLA.

Joseph Sayles, Cassius O. Trumbull.

OTSEGO.

William H. Smith, Nathan L. Parmater.

OTTAWA.

Henry Bosch, Benjamin F. Curtis, William T. Per Lee, William D. Scott, John Roost, John A. Roost.

SAGINAW.

William C. Busch, John H. Clark, Byron G. Stark, Frank Lawrence, Edward A. Kremer, William H. Hart, James B. Graham, Eugene Wilbur, Allen R. English, George G. Foote, Bradley M. Thompson, Lawson C. Holden, Daniel L. C. Eaton, George A. Baker, Charles T. Eaton, James W. Dawson, De Witt C. Dixson, Charles W. Wells, Henry J. Northrop.

SHIAWASSEE.

John Storrer, Jerome W. Turner, Peter N. Cook, Isaac Gale, Arthur Garrison, Perrin S. Crawford, Charles A. Osborn, George R. Hoyt, Benjamin F. Taylor, Eli D. Gregory, William H. Card, William G. Kent, Anson B. Chipman, John Henderson, William D. Ingersoll, George D. Palmer, George W. Loring, A. Lee Williams, Samuel W. Cooper.

SANILAC.

Levi B. Robinson, Daniel C. Swayze.

ST. CLAIR.

Jacob L. Keller, David Brown, William Worden, William H. Balentine, John W. Gustin, William Fleming, Paschal Laforest, Ivery Wakefield, Horatio N. Maxwell, Jefferson Robinson, Thomas Downes, Edward Gallagher, James Harris, Henry Burnham, John G. Myer, Benjamin S. Denio, William C. Huggett, Philip D. Bissell, Edward Vincent, Thomas H. Bottomley, William Black, Herman W. Stevens, James B. Whitley, O'Brien J. Atkinson, William F. Atkinson, John O. Clarke, Charles B. Waterloo, Del. C. Huntoon, Albert McCall, John G. Cobb, Dewitt C. Walker, Henry Neddermeyer, Henry Meyer, Hiram Chambers, Charles A. Calzin, Bethuel C. Farrand, William Grace, Oscar F. Morse, Frank McElroy, George W. Carleton, George P. Voorheis, Charles K. Dodge, Patrick H. Phillips, Frank Whipple, William M. Cline, Augustus C. Gray, John G. O'Neill.

ST. JOSEPH.

Lloyd B. Hess, Jeremiah H. Gardner, Hiram Lindsley, John C. Joss, Edwin L. Brown, Bishop J. Clinton, William W. Howe, Ansel Tyler, Samuel Cross, George I. Crossett, James H. Lyon, Charles W. W. Clark, Henry L. Anthony, Jonathan W. Flanders, Thornton T. Franklin, Augustus F. Schmit, Charles J. Beerstecher, James P. Taylor, Adolphus F. Schmidt, Thadeus P. Wait, Jonathan G. Wait, Hiram Parker, William Sadler, Fred W. Knowlen, Stillman L. Taylor, Levi T. Hull.

TUSCOLA.

John C. Laing, Benjamin W. Huston, Jr., Edwin G. Donaldson, John H. Burgess.

VAN BUREN.

George B. Hannahs, Ephriam P. Harvey, Mansel M. Briggs, Calvin Cross, Napoleon B. McKinney, John D. Scringer, Seneca Anderson, Albert Jackson, Thornton Hall, Augustine B. Chase, Samuel A. Tripp, Charles Delamere, Orrin N. Hilton, Henry E. Dewey, Daniel G. Wright, Jerome Colman, Oran W. Rowland, Ernest J. Brown, David D. Wise, Jonathan J. Woodman, Amos D. Stocking, John S. Cross.

WASHTENAW.

William G. Doty, Frederick Pistorius, Herman M. Woods, Theodore E. Wood, Lorenzo D. Hale, Orrin Thatcher, Sedgwick Dean, Lewis C. Risdon, Frederick Sorg, Edward Clark, Smith Wilbur, Benjamin J. Conrad, George B. Mason, Lovatus C. Allen, Elias J. Johnson.

WEXFORD.

Wallace H. Cushings, Hobart B. Chapman, Jayno A. Whitmore, Silas S. Fallas, Eugene F. Sawyer, Charles S. Marr.

WAYNE.

Mathew Mickels, Leonard D. Sales, Julius S. Kloppenburg, Joseph A. Patrick, Francis A. Blades, Herman H. Ziegler, Hyman H. Ginsburg, Charles F. Herzog, Thomas J. Reiley, John C. Rabant, John J. Palmer, Francis R. Gorton, Sidney Forbes, Edward Lafferty, Augustus J. O. Stellwagen, John L. Near, Charles H. Horton, Alexander Blue, Thomas Biggam, Thomas H. Parker, Giles B. Slocum, James Hough, George S. Hosmer, Clarence E. Wilbur, Henry T. Thurber, Henry W. Jessop, James T. Campbell, James J. Campau, Jr., William Paterson, Henry L. Kanter, John H. Van Schoick, James McVittie, William H. Patten, Overton L. Kinney, Richard E. Jamieson, Charles M. Woodruff, Julian G. Dickinson, John E. Carland, Walter Fowler, George Cox, Emmanuel J. Cohen, Samuel Crawford, John F. McMillan, Thomas G. Kearney, Edward V. Cicott, Lorenzo N. Clark, Edward E. Kane, Henry F. Dusing, William H. Patten, John S. Schmittziel, John Collins, Joshua M. Goodwin, S. Dow Elwood, Charles Valentine, William A. Smith, John M. Lee, George H. Rathbone, George C. Gordon, George F. Pillard, George A. Starkweather, Ebenezer H. Rogers, Alexander H. Adams, August Kurth, Augustus C. Stellwagen, William Stevenson, John Lunger, William P. Rattigan, Clement M. Davison, Frank Blumenthal, Francis W. Noble, James J. Donahey, Fred E. Burt, Henry Gordon McIntire, Ephraim K. Roberts, John M. Fitch, William E. Baubie, John F. Pridham, Henry C. Wisner, Joshua W. Smith, Thomas Davis, George W. Bates, Joseph A. Pierson, Ervin Palmer, Sylvester Pray, Egbert T. Webb, William Tait, James N. Boylan, Stephen K. Taft, James Edward Dickenson, William A. Smith, Wellington Ellis, Albert W. Bradford, Christopher Damitio, John Considine, Heman L. Kochler, Joseph E. Jackson, Frank A. Schulte, Joseph B. Hannehman, Leon Steffire, John W. Keith, Peter Knapp, John Reno, John H. McGuire, Joseph C. Merrell, Charles H. Buelow, Hyneau H. Yensburg, Charles C. J. Ranspach, George Gagel, Frederick Cornehl, Jr., Stephen K. Taft, Daniel J. Campau, Jr., John Smeaton, John F. McMillen, Alexander H. Doty, John B. Waterfall,

Alexander Frumveller, Frederick E. Butler, Thomas D. Hawley, Silas B. Coleman, John A. Ray, William H. Candler, Edward J. Bolio, Edward Eccard, Daniel B. Brown, Theodore S. Trombley, John C. Donnelly, Lucy L. Lyons, Michael Brennon, Simon W. Rorisson, Thomas M. Donnelly, Cornelius J. O'Flynn, James B. Nichols, William S. Sheeran, Charles H. Barrett, Robert A. Tyrrel, Henry W. Montrose, James W. Carr, John W. McGrath, Bronson Howard, James H. Garlock, Thomas I. Paul, John W. Hall, Daniel Germain, Xavier Bringard, Fred J. Watson, Alfred H. Hall, John W. Corcoran, Moses W. Field, George A. Ross, Charles N. Ayres, Willard M. Lillibridge, Israel I. Beneteau, Andrew Elliott, Henry Plass, Robert Gibbons, William F. Moore, Albert J. Chapman, Elisha A. Fraser, Jasper C. Gates, Frederick J. Barbier, Lewis M. Curtiss, William J. Nesbitt, Alexander D. Fowler, Godfrey S. Eggerman, James R. Southerland.

Mr. Redfield moved that the Senate do advise and consent to the nominations contained in the foregoing message;

Which motion prevailed, the following being the vote thereon:

YEAS.

Mr. Adair,	Mr. Chamberlain,	Mr. Markey,	Mr. Redfield,	
Andrus,	D. R. Cook,	Morgan,	Shoemaker,	
Baxter,	Edsell,	Osborne,	Tyler,	
Breitung,	Foote,	Perrin,	Wilcox,	
Burleigh,	Freeman,	Rankin,	Williams,	
Burch,	Jenney,	Read,		23-

NAYS.

0

On motion of Mr. Baxter,

The Executive session closed, the time being 3:45 o'clock P. M.

Lansing, February 14, 1877.

On motion of Mr. Foote,

The Senate went into Executive session at 4:10 o'clock P. M.

The committee on Executive business submitted the following report:

The committee on Executive business, to whom was referred the message of the Governor, nominating Charles E. Wright, of Marquette, to the office of Commissioner of Mineral Statistics, would respectfully report that they have had the same under consideration, and the committee have directed me to report the same back to the Senate, with the recommendation that the Senate do advise and consent to the nomination, and ask to be discharged from the further consideration of the subject.

C. McELROY, *Acting Chairman.*

Report accepted and committee discharged.

The following is the message of the Governor:

EXECUTIVE OFFICE, }
Lansing, February 13, 1877. }

To the Senate :

I hereby nominate Charles E. Wright, of Marquette, to the office of Commissioner of Mineral Statistics, to hold the same from this date to and including the first day of January, 1879.

CHARLES M. CROSWELL.

Mr. Burleigh moved that the Senate do advise and consent to the nomination contained in the foregoing message of the Governor ;

Which motion prevailed, the following being the vote thereon :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Morse,	Redfield,	
Baxter,	Freeman,	Osborne,	Shoemaker,	
Breitung,	Jenney,	Packard,	Waterbury,	
Burleigh,	Markey,	Perrin,	Wilcox,	
Burch,	McElroy,	Rankin,	Williams,	
D. R. Cook,				25

NAYS.

0

On motion of Mr. Baxter,

The Executive session closed, the time being 4:15 o'clock P. M.

Lansing, February 22, 1877.

On motion of Mr. Nelson,

The Senate went into Executive session at 10:20 o'clock A. M.

The committee on Executive business submitted the following report :

The committee on Executive business to whom was referred the message of the Governor nominating Albert A. Bliss as Inspector of the State Prison, would respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the recommendation that the Senate do advise and consent to the nomination, and ask to be discharged from the further consideration of the subject.

CHARLES D. NELSON, *Chairman.*

Report accepted and committee discharged.

The following is the message of the Governor :

STATE OF MICHIGAN, }
 EXECUTIVE OFFICE, }
Lansing, February 20, 1877. }

To the Senate :

I hereby nominate Albert A. Bliss, of Jackson, as Inspector of the State Prison, to hold office from the date of his appointment until the first day of January, 1879.

CHARLES M. CROSWELL.

Mr. Shoemaker moved that the Senate do advise and consent to the nominations contained in the foregoing message.

Which motion prevailed, the following being the vote thereon :

YEAS.

Mr. Adair,	Mr. Foote,	Mr. Nelson,	Mr. Redfield,
Andrus,	Freeman,	Newcomb,	Shoemaker,
Baxter,	Hinchman,	Osborn,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Burch,	Markey,	Perrin,	Waterbury,
Chamberlain,	McElroy,	Rankin,	Wilcox,
D. R. Cook,	Morgan,	Read,	Williams,
Edsell,	Morse,		

30

NAYS.

0

On motion of Mr. Adair,

The Executive session closed, the time being 10:25 o'clock A. M.

Lansing, March 10, 1877.

On motion of Mr. Redfield,

The Senate went into Executive session at 4:15 o'clock P. M.

The committee on Executive business submitted the following report:

The committee on Executive business to whom was referred the message of the Governor transmitting nominations for the office of Notary Public, would respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the Senate do advise and consent to the nominations, and ask to be discharged from the further consideration of the subject.

H. J. REDFIELD, *Acting Chairman.*

Report accepted and committee discharged.

The following is the message of the Governor:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, March 8, 1877. }

To the Senate :

I hereby nominate the within named persons as Notaries Public for their respective counties.

CHARLES M. CROSWELL.

ALLEGAN.

Lucas Lugers, Abel H. Brink, Holister F. Marsh, Jr., Henry H. Parr, Egbert N. Van Baalen, Frank B. Watkins, William C. Weeks, George F. Peck, Jacob B. Bailey, John S. Warner, Henry F. Thomas, Charles R. Brownell, Sherman P. Stanley, John Chapple, Thomas H. Shepherd, Julia E. Winchell, George T. Arnold, Samuel B. Robbins, James R. Wylie.

ALPENA.

Jonathan B. Tuttle.

ALCONA.

Lewis W. Hooper, Simon J. McNally, Coolige M. Comins, Bernard P. Cowley.

BARRY.

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CLARE.

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OGEMAW.

Louis Cumming, Steven V. Thomas.

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WAYNE.

William Edmonds, John T. Gibson, Charles D. Stevens, Robert F. Talman, Ronald Kelly, William Stocking, Frederick L. Seitz, Norton B. Rowley, Francis Crawford, Frederick Gies, Lorenzo N. Clark, Francis Hesse, Boliver Freeman, Lewis F. Morgah, James J. Clark, William H. Sexton, John J. Leonard, James I. David, Francis O. Davenport, William U. Thayer, Charles E. Williams, B. Franklin Baker, J. Huff Jones, Levi L. Barbour, Alexander P. Robertson, Luther S. Trowbridge, Robert V. Briggs, Jeddiah Morse, Richard Jones, Myron H. Ellis, William Gray, George S. Frost, Charles W. Noble, Allen F. Darragh, John Darragh, Jr., John E. Chaffin, Bernard G. Morris, Josiah W. Davis, Lewis C. Watson, Walter S. Harsha, George F. Robison, Emil Dahlheimer, Andrew J. Linzee, Lucius G. N. Randolph, John B. Chapman, Walter Sanderson, Cyrus Johnston, Albert M. Henry, William H. Ambler, Eugene C. Skinner, Peter B. DeLisle, William I. Gray, Henry M. Cheever, O. Scott Clark, James H. Mason, Michael McLaughlin, Pasquale Palmer, James D. Carter, John A. Orleman, Charlemagne Clark, George F. Marsh, George T. Campau, John T. Mott, James W. Voorhies, Richard Pulcher, John M. Lee, William P. Griffin, George P. Baker, Maximilian H. Allardt, Oscar A. Shafer, Henry T. Terry, James L. Cummins, Thomas M. Donnelly, William M. Dwight, James L. Balmer, George H. Prentiss, Julius Stoll, Albert Stoll, Andrew Stutte, Walter Y. Clark, Gonsteler G. Gansaler, Israel Davis, Theodore L. Campau, George A. Rackham, Emil Landsberg, Joseph Schrage, Frederick B. Gies, Henry C. Hodges, Clarence B. Hodges, Edwin B. Hutchinson, Quincy Matthews, William R. Hill, Theodore S. Day, John Swift, George W.

Stringer, John V. Chamberlain, William S. Hosmer, Henry A. Griffen, Charles L. Knight, John S. Smith, S. Titus Parsons, Peter Ternes, Carl Engel, John W. Daly, Edwin A. Parsons, James P. Reid, Joseph A. Pierson, Frank Bluma, Peter Karpp, Hiram B. Thayer, Hiram M. Keeler, Samuel Ludlow, George F. Beasley, William Phelps, John L. Douglass, John J. Leonard, William W. Johnson, Safford S. De Lano, Hugh McMillan, J. Hill Whiting, Alfred Howard, Henry F. Crawford, Jesse P. Warner, Willis E. Anthony, Otto Kirchner, Otto Storek, Jr., Edward S. Grece, Henry H. Swan, Edgar P. Rowley, Edward M. Brown, Lucian H. Fox, Sylvester Pray, William D. Morton, Edward Meier, George C. Morse, George E. Halladay, John A. Wilkie, Charles E. Read, Marshall D. Robinson, Edward Donnelly, John Gibson, William H. Gibson, John Lewis, Peter Guenther, Jr., Elias S. Woodman, Gilbert A. Watkins, Henry A. Robinson, Rienzie Loud, Henry Z. Potter, Alfred F. Wilcox, Jerome L. Vanderwerker, Ariel C. Harris, James H. Pound, Thomas L. Grant, Miles J. O'Reilly, Marcus M. Loud, Michael Firnane, William Walker, James A. Randall, James Daly, Charles F. Beck, David L. Bishop, Martin Selak, Wesley A. Green, John J. Brede.

Mr. Waterbury moved that the Senate do advise and consent to the nominations contained in the foregoing message,

Which motion prevailed, the following being the vote thereon :

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Shoemaker,
Andrus,	Edsell,	Nelson,	Taylor,
Baxter,	Foote,	Osborn,	Tyler,
Burleigh,	Jenney,	Packard,	Waterbury,
Burch,	Markey,	Perrin,	Wilcox,
Chamberlain,	McElroy,	Redfield,	Williams,
D. R. Cook,			

25

NAYS.

0

The committee on Executive business submitted the following report :

The committee on Executive business to whom was referred the message of the Governor nominating Martin S. Smith as Commissioner of the Metropolitan Police of the city of Detroit, would respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the recommendation that the Senate do advise and consent to the nomination, and ask to be discharged from the further consideration of the subject.

H. J. REDFIELD, *Acting Chairman.*

Report accepted and committee discharged.

The following is the message of the Governor :

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, March 8th, 1877. }

To the Senate :

I hereby nominate Martin S. Smith, of the county of Wayne, as Commissioner of the Metropolitan Police of the city of Detroit, to hold said office for the full term of eight years from the first day of February, 1877.

CHARLES M. CROSWELL.

Mr. Adair moved that the Senate do advise and consent to the nomination contained in the foregoing message;

Which motion prevailed, the following being the vote thereon:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Shoemaker,
Andrus,	Edsell,	Nelson,	Taylor,
Baxter,	Foote,	Osborn,	Tyler,
Burleigh,	Hinchman,	Packard,	Waterbury,
Burch,	Jenney,	Perrin,	Wilcox,
Chamberlain,	Markey,	Redfield,	Williams,
D. R. Cook,	McElroy,		

26

NAYS.

0

The committee on Executive business submitted the following report:

The committee on Executive business to whom was referred the message of the Governor nominating Lafayette W. Lovell for Inspector of the State Prison, would respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the recommendation that the Senate do advise and consent to the nomination, and ask to be discharged from the further consideration of the subject.

H. J. REDFIELD, *Acting Chairman.*

Report accepted and committee discharged.

The following is the message of the Governor:

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, March 9th, 1877.

To the Senate:

I hereby nominate Lafayette W. Lovell, of Climax, for Inspector of the State Prison for the full term of six years from the first day of January, 1877.

CHARLES M. CROSWELL.

Mr. Osborn moved that the Senate do advise and consent to the nomination contained in the foregoing message;

Which motion prevailed, the following being the vote thereon:

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morgan,	Mr. Shoemaker,
Andrus,	Edsell,	Nelson,	Taylor,
Baxter,	Foote,	Osborn,	Tyler,
Burleigh,	Hinchman,	Packard,	Waterbury,
Burch,	Jenney,	Perrin,	Wilcox,
Chamberlain,	Markey,	Redfield,	Williams,
D. R. Cook,	McElroy,		

26

NAYS.

0

On motion of Mr. Chamberlain,

The Executive session closed, the time being 4:25 o'clock P. M.

Lansing, March 30, 1877.

On motion of Mr. Baxter,

The Senate went into Executive session, the time being 11:42 o'clock A. M. The President announced a message from the Governor, transmitting nominations for the office of notary public.

On motion of Mr. Freeman the message was referred to the committee on Executive business.

The committee on Executive business submitted the following report:

The committee on Executive business to whom was referred the message of the Governor transmitting nominations for the office of notary public, would respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the recommendation that the Senate do advise and consent to the nominations, and ask to be discharged from the further consideration of the subject.

C. D. NELSON, *Chairman.*

Report accepted and committee discharged.

The following is the message of the Governor:

EXECUTIVE OFFICE, }
Lansing, March 30, 1877. }

To the Senate:

I hereby nominate the within named persons as Notaries Public for their respective counties.

CHARLES M. CROSWELL.

ALLEGAN.

William H. Dunn, Hiram Bailey, Rowland C. Harmon, Perry J. Davis, William V. Hoyt, William F. Sciber, Cora H. Wilkes, Simon Den Uyl, William L. O'Brien.

ALCONA.

John C. Gram, Simeon J. McNally.

ALPENA.

Marshall M. Bedford, George Heron, Andrew W. Comstock, Henry R. Morse, John N. Kelley, George Stubbs, George W. Anthony, Mead Macartney, Victor C. Burnham, Judson D. Holmes, Thomas White.

BARRY.

Ezra C. Barnum, John C. Lampman.

BAY.

Isaac H. Hill, Ira Swart, William C. Cunningham, Michael McCormick, George Washington, William M. Turber, Levi Willard.

BERRIEN.

Joseph P. Thresher, Woodbridge L. George, John H. Young, Henry F. Kellogg, James A. Kellogg, Aaron P. Kellogg, Alfred F. Ross, David Pierce, Dwight Warren, Lewis H. Beeson, Darius B. Cook, David J. Morrison, George N. Magoon, George Parsons, Samuel Roberts.

BRANCH.

Edwin Perry, Arthur J. Crippen.

CALHOUN.

William H. Brown, John Tyler.

CASS.

Charles Hannan.

CLINTON.

Franklin L. Smith, James Sowle, Frank W. Lamphere.

CLARE.

Frederick M. Hinde.

EATON.

Albert G. Jewell, John C. Downing, William F. Stirling, John Wood, Alanson Osborn, George N. Berry, Elmon Scott.

GENESEE.

Florence S. Tracy, Richard H. Hughes, William H. C. Lyon, William H. Lyon, Lewis Collar, Jacob W. Ball, Edward C. Turner, George N. Elwood.

GRATIOT.

William H. Pratt, Nicholas P. Watts, Horace B. Hulbert.

HILLSDALE.

William H. Herrick, George L. Woodard, Julian Palmer, George W. Underwood, James B. Norris.

INGHAM.

John H. Wardwell, Stephen E. Crandall, Lucius D. Johnson, George H. House, Shubal R. Greene, Horace Angell, Charles H. Sackrider, Alfred Parker, Schuyler S. Olds, Washington G. Wiley.

HURON.

George W. Carpenter, Augustus H. Adams.

IONIA.

Samuel K. Gates, William M. Dreskell, Frank L. Wentworth, Charles H. Spencer, Reynolds H. Scofield, Foreman Sloan, Archibald G. Benedict, Gordon A. Willett, John H. Tubbs, Oscar W. Kibbey, William H. Bentley, George J. Griffing, Eliphalet M. Gates, Frank D. M. Davis.

IOSCO.

Charles T. Wicks, Charles H. Hubbell, John W. Glennie.

ISABELLA.

James McKersie, Gilbert Johnson, James Colter, Solon D. Coon, John C. Davis, Charles E. Westlake, John R. Robinson.

JACKSON.

Hiram C. Hodge, Joel F. Parks, Daniel W. Clark, Jerome B. Cadwell, William H. Curtis, George H. Porter, Francis D. Bennett, Levant R. Swift, John Hoag, Thomas E. Barkworth.

KALAMAZOO.

David H. Haines, James K. Morrison, Charles E. Burrell, Stephen Lage, Fred. C. Bostwick, James H. Bostwick, Joseph O. Seely, Melzer P. Barnes, William F. Montague.

KENT.

Oliver I. Watkins, William O. Sylvester, William T. Eaton, Charles B. Moore, Frederick A. Potter, William G. Osborn, Henry S. Fralick, Hiram M. Pierce, Josiah T. Robinson, Henry Grinnell Rufin Caukin, A. Hosford Smith, Charles B. Judd, Charles H. Leslie, William H. Stone, Andries Bevier, Alfred A. Crippen, Walter M. Race.

LAPEER.

Edmond R. Reed, Franklin A. Porter, Benjamin J. Harris, Thomas Blackmore, Charles Shookman.

LENAWEE.

Ander S. Dewey, Solomon Brown, Jesse H. Warren, Daniel S. Edwards, Ellison H. Ross, John F. Temple, J. Lloyd Brezee, Levi S. Johnson, Joseph H. Blain, Moses E. Saulsbury, Guernsey P. Waring, Justus Lowe, William E. Burton, Gideon D. Perry, Tom. F. Phelan, Leon J. Dutton, Kasper Ruedy, Zebina S. Taylor.

LEEELANAW.

Charles W. Williams.

LIVINGSTON.

Ethamer A. Allen, Luke S. Montague, Frank O. Burt, Horace Halbert.

MACKINAC.

Otis W. Johnson, Jacob A. T. Wendell.

MACOMB.

Joseph H. Hubacheck, Oliver Chapaton, Joseph Chubb.

MASON.

Henry M. Newcombe.

MECOSTA.

Ezra P. Mather, Churchill H. Thrall, Ida M. Brooks.

MIDLAND.

Moses B. Marsh, Andrew M. Allen, Perley C. Heald, Frank Stratton, Wilber W. McAlpine, Lewis J. Belknap, Sylvester Erway, David P. Cory.

MONROE.

James I. Russell, William F. Fulcher, Charles B. Mixer.

MONTCALM.

Ira H. Sheldon, William Noah, Robert P. McLaughlin, Frederick H. Hamlin, Frederick T. Little, Henry Watson, Fred. E. Scott, Andrew R. Muterspaugh.

MUSKEGON.

George B. Whitney, Marvin B. Converse.

OAKLAND.

Joseph S. Stockwell, Lucien D. Lovewell, Albert Richardson, J. Allen Bigelow, Walter Crawford.

NEWAYGO.

Amos D. White, John Delamater, Andrew J. Spencer, John L. Hickman.

OCEANA.

John Wallace, Henry C. Hawley, Almond M. Spaulding, James Gibbs, George W. Woodward, Molton J. Cross, Alfred H. Nelson, Harvey Tower, Adam Huston, Louis M. Hartwick, Isaac J. Gray.

OSCEOLA.

John F. Radcliff, James E. Bevins, Wallace J. Wingert, John E. Harvey, John L. Truair, Conrad V. Priest.

ONTONAGON.

Daniel Beaser.

OTSEGO.

Charles L. Fuller.

PRESQUE ISLE.

Alexander McDonald, William E. Bennett, Paul Cornevin.

SCHOOLCRAFT.

Martin H. Quick.

SAGINAW.

Heber G. Ives, Augustus W. Henssler, George F. Lewis, Harvey J. Hopkins, Thomas L. Green.

SANILAC.

John A. Hopkins, John Southworth.

SHIAWASSEE.

Frank L. Roberts, Nathan G. Philips, John L. Simonson, Peter C. Caruthers, William Toble, Harvey B. Youngs, Alexander McKercher, Benjamin F. Dunlap.

ST. CLAIR.

Frederick H. Blood, John J. Spinks, James I. Vincent, Alexander B. Spinks, William W. Granger, Charles D. Latourette, Marcus Young, Harvey H. Brown, George S. Granger, L. B. Rice.

ST. JOSEPH.

Luther B. Antisdale, Lewis P. Rhinehart, Alexander B. Mills.

TUSCOLA.

Lafayette A. Dewitt, Jonas G. Belknap, Jerome H. Phillips, Noble E. York.

VAN BUREN.

William H. Randell, Solomon S. Abbott, Joseph W. Gray, Stephen S. Rasco, John H. Rasco, Nelson R. Doolittle, William Killefer, Edward G. Allen, Asa C. Glidden, Hiram E. Goble.

WASHTENAW.

Amariah Conklin, Giles O. Vandergrift, William E. Depew, John W. Young, David B. Taylor, Hubert Oatman, Edward Duffy.

WAYNE.

Richard R. Elliott, Willis C. Humphrey, Sylvester Larned, John Stewart, Daniel C. Tilden, Barnard Youngblood, George G. Barrett, Seward R. Thornton, Edgar C. Howard, Jared A. Sexton, Samuel L. Potter, Felix A. Lemkie,

George H. Moore, Alfred H. Van Vliet, Hammond Hunter, Henry D. Barnard, William Close, James W. Daly, Joseph R. McGrath, Alexander K. Howard, Daniel Meyers, Robert M. Chamberlain, Jonathan Thompson, Robert M. Adams, John D. Standish, Alfred Chesebrough, John B. Corlies, Hamilton Baluss, Simon R. Harris, Isaac S. Smith, William R. Corlett, Simon Harris, James P. Reed, Frederick C. Worcester, John C. Emery, John C. Winans, D. Burnham Tracy, Charles A. Rounds, James A. Girardin.

Mr. Redfield moved that the Senate do advise and consent to the nominations contained in the foregoing message;

Which motion prevailed, the following being the vote thereon :

YEAS.

Mr. Adair,	Mr. Freeman,	Mr. Osborn,	Mr. Redfield,	
Andrus,	Hinchman,	Packard,	Shoemaker,	
Baxter,	Jenney,	Perrin,	Taylor,	
Breitung,	McElroy,	Rankin,	Tyler,	
Burleigh,	Morse,	Read,	Williams,	
Foote,	Nelson,			22

NAYS.

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Mr. Perrin moved that the Executive session close ;

Which motion prevailed, the time being 11 :55 o'clock A. M.

Lansing, April 25, 1877.

On motion of Mr. Baxter,

The Senate went into Executive session, the time being 2:07 o'clock P. M.

The President announced the following message from the Governor :

STATE OF MICHIGAN, }

EXECUTIVE OFFICE, }

Lansing, April 25th, 1877. }

To the Senate :

I hereby nominate John Spalding, of Marquette county, as Superintendent of the St. Mary's Falls Ship Canal, to hold said office from the time of qualification, for two years from April 1st, 1877.

CHARLES M. CROSWELL.

Mr. Osborn moved that the Senate do advise and consent to the nomination contained in the foregoing message ;

Which motion prevailed, the following being the vote thereon :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morgan,	Mr. Read,	
Andrus,	Foote,	Nelson,	Redfield,	
Baxter,	Freeman,	Newcomb,	Taylor,	
Breitung,	Hinchman,	Osborne,	Tyler,	
Burleigh,	Jenney,	Packard,	Waterbury,	
Chamberlain,	Markey,	Rankin,	Williams,	
Wm. Cook,	McElroy,			26

NAYS.

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On motion of Mr. Baxter,
The Executive session closed, the time being 2:10 o'clock P. M.

Lansing, May 1, 1877.

On motion of Mr. Redfield,
The Senate went into Executive session, the time being 9:35 o'clock A. M.
The President announced the following message from the Governor:

EXECUTIVE OFFICE, }
Lansing, May 1, 1877. }

To the Senate:

I hereby nominate William B. Williams, of Allegan, to the office of Commissioner of Railroads, to hold said office from this date until the first day of January, 1879.

CHARLES M. CROSWELL.

Mr. Adair moved that the Senate do advise and consent to the nominations contained in the foregoing message;

Which motion prevailed, the following being the vote thereon:

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Newcomb,	Mr. Read,	
Andrus,	Foote,	Osborne,	Redfield,	
Baxter,	Hinchman,	Packard,	Shoemaker,	
Burleigh,	Markey,	Perrin,	Waterbury,	
Chamberlain,	Morse,	Rankin,	Wilcox,	
Wm. Cook,	Nelson,			22

NAYS.

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On motion of Mr. Baxter,
The Executive session closed, the time being 9:40 o'clock A. M.

Lansing, May 18, 1877.

On motion of Mr. Adair,
The Senate went into Executive session at 2:50 o'clock P. M.

The committee on Executive business submitted the following report:

The committee on Executive business, to whom was referred the subjoined message from the Governor, containing sundry nominations, respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the Senate do advise and consent to the several nominations, made therein.

CHARLES D. NELSON, *Chairman.*

Report accepted and committee discharged.

The following is the message of the Governor :

STATE OF MICHIGAN, }
EXECUTIVE OFFICE, }
Lansing, May 17, 1877. }

To the Senate :

I hereby nominate Daniel C. Jacokes, of Oakland, and Leroy Parker, of Genesee, as members of the State Board of Health for the term of six years from the 31st day of January, 1877.

James Burns, of Wayne, as member of the Board of Control of the State Public School for the term of six years from the first day of January, 1877; and Henry H. Hinds, of Montcalm, as member of said Board for the term of four years from the first day of January, 1877, in place of Charles E. Mickley, resigned.

Hezekiah G. Wells, of Kalamazoo, and George W. Phillips, of Macomb, as members of the State Board of Agriculture, for the term of six years from the first day of January, 1877.

David B. Hale, of Eaton, as member of the Board of Control of the Reform School for the term of six years from the first day of January, 1877, and Sylvester Larned, of Wayne, as member of said Board for the term of two years from January 1, 1877, in place of Geo. W. Lee, resigned;

James A. Brown, of Wayne, and William H. Withington, of Jackson, as Trustees of the Michigan Asylum for the Insane, for the term of six years from the second Tuesday of February, 1877.

Eli R. Miller, of Kalamazoo, as member of the Board of Fish Commissioners for the term of six years from January first, 1877.

William Chandler, of Cheboygan, as Collector of the St. Mary's Falls Ship Canal, for the term of two years.

CHARLES M. CROSWELL.

Mr. Adair moved that the Senate do advise and consent to the several nominations contained in the message of the Governor.

Mr. McElroy called for a division of the question so that a separate vote should be taken on the nomination of Sylvester Larned for member of the Board of Control of the Reform School.

Mr. Baxter called for a further division of the question so that separate vote should be taken on the nominations of Daniel C. Jacokes and Leroy Parker as members of the State Board of Health.

The question first being on the motion to advise and consent to the nominations of Daniel C. Jacokes, of Oakland, and Leroy Parker, of Genesee, as members of the State Board of Health for the term of six years from the 31st day of January, 1877,

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,
Burleigh,
Chamberlain,
D. R. Cook,
Wm. Cook,
Edsell,

Mr. Freeman,
Jenney,
Markey,
McElroy,
Morgan,
Morse,

Mr. Nelson,
Newcomb,
Packard,
Perrin,
Rankin,

Mr. Read,
Redfield,
Shoemaker,
Taylor,
Wilcox,

NAYS.

Mr. Andrus, Baxter,	Mr. Tyler,	Mr. Waterbury,	Mr. Williams,	5
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The question next occurring on the motion to advise and consent to the nomination of Sylvester Larned, of Wayne, as a member of the Board of Control of the Reform School, for the term of two years from January 1st, 1877, in place of George W. Lee resigned,

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair, Andrus, Baxter, Burleigh, D. R. Cook, Wm. Cook,	Mr. Edsell, Jenney, Markey, Morgan, Morse, Nelson,	Mr. Newcomb, Packard, Perrin, Rankin, Read,	Mr. Redfield, Taylor, Tyler, Waterbury, Williams,	22
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NAYS.

Mr. Foote,	Mr. McElroy,	Mr. Shoemaker,	Mr. Wilcox,	4
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The question then occurring on the motion to advise and consent to the several other nominations contained in the message of the Governor,

The motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair, Andrus, Baxter, Burleigh, Chamberlain, D. R. Cook, Wm. Cook,	Mr. Edsell, Foote, Freeman, Jenney, Markey, McElroy,	Mr. Morgan, Morse, Nelson, Newcomb, Packard, Perrin,	Mr. Rankin, Read, Redfield, Shoemaker, Taylor, Tyler,	25
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NAYS.

Mr. Waterbury,	Mr. Wilcox,	Mr. Williams,	3
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Mr. Baxter moved to reconsider the vote by which the Senate advised and consented to the nominations of Daniel C. Jacokes and Leroy Parker, as members of the State Board of Health,

Which motion did not prevail.

The committee on Executive business submitted the following report :

The committee on Executive business to whom was referred the message of the Governor containing a list of nominations for the office of Notary Public, would respectfully report that they have had the same under consideration, and have carefully examined the list, and the committee have directed me to report the same back to the Senate, with the recommendation that the Senate do advise and consent to the several nominations made in the message as such Notaries Public for their respective counties, and ask to be discharged from the further consideration of the subject.

C. D. NELSON, *Chairman.*

The following is the message of the Governor :

EXECUTIVE OFFICE, }
Lansing, May 18, 1877. }

To the Senate:

I hereby nominate the within named persons as Notaries Public for their respective counties.

CHARLES M. CROSWELL.

ALCONA.

George Rutson.

ALPENA.

James W. Marshall.

ANTRIM.

Caleb Green.

ALLEGAN.

Alfred T. B. Palmer, John S. Payne, William J. Fettenberger, Arba N. Crawford, George J. Potter, William White, Bronson Schoonmaker, James M. Ballou, Silas Stafford, Oatrocilus A. Latta, Martin T. Ryan.

BARAGA.

Oscar O. Zellen.

BARRY.

David R. Perry, Elijah P. Barnum, S. Frank Campbell, William Rowley, Henry Houghtalin.

BAY.

Harlow G. Beach, Alonzo M. Haynes, Isaac A. Gilbert, Hurdus M. Ready, Chester L. Collins, Michael McHugh, John T. Travers, James Clark, Horace Decker, Louis Goeschel, Walter S. Washington, Thomas P. Hawkins, George L. Mosher.

BENZIE.

Henry Woodward.

BERRIEN.

Warren L. Hague, Chester Curtis, Alonzo E. Kingsland, Wells Browne, William Green, Rufus W. Landon, John King, John H. Young, Sylvester K. Wilson, James H. Hatfield, Daniel F. Bommersheim, Thomas C. Bradley.

BRANCH.

Charles Hannan, Smith W. Fisk, Livingston L. Loveridge, Daniel Wilson.

CALHOUN.

Frederick H. Annis, Clara L. Tomlinson, David C. Simons, Warham M. Noble, George W. Buckley, Edward French, Egbert N. Edmonds.

CASS.

Jonathan H. Breed, Benjamin F. Hughes, Henry L. Barney, George Miller, Carlton J. Greenleaf.

CHARLEVOIX.

Joseph W. Clark.

CHEBOYGAN.

William H. Maultby, John B. McArthur, Medard Metivier, Joshua P. Sutton, James J. Brown.

CLARE.

David Alger.

CLINTON.

Edward Paine, John O. Palmer, Henry J. Patterson, Roswell Mott.

CRAWFORD.

John O. Hadley.

EATON.

Benjamin F. Wells, Friend Davis, George W. Knight, Sanford W. Buck, Caleb A. Robinson, Frank S. Jordan, Alvan Flury, Seth Ketcham, James M. Powers, Ovid N. Case.

EMMET.

Charles L. Fraser, James C. Turner, James S. Andrews, Morris W. Tucker, George W. Dickenson, John Keep.

GENESEE.

William H. C. Lyon, William Lyon, Charles G. Walker, Richard H. Hughes, Edward S. Lee, Henry Hoffman, Hiram H. Bardwell, Robert Deming, Andrew B. Chapin, Washington I. Holden, Silas B. Gaskill, Lewis P. Compton, Job Nichols, Seymour W. Ensign, David Schram, Gilbert D. Dewey, Chandler H. Rockwood, Oscar F. Clark, Jerome Eddy, William C. Mathews.

GRAND TRAVERSE.

Harry C. Davis, David Vinton, Jonathan G. Ramsdell.

GRATIOT.

Seneca Sly, Mary H. Church, Henry Smalley, Dixie G. Hall, William Howe.

HILLSDALE.

Harry G. Bailey, Eli B. Rogers, Chester Farmer, Julian A. Palmer, George E. Wilson, Christopher G. Conklin, Lucius E. Russ, Calvin L. Spaulding.

INGHAM.

Harry O. Call, James E. Sherman, Lucius H. Ives, Hiram Bristol, William Van Buren, James I. Mead, Rush J. Shank, George A. Hasty, C. McCook, Robert G. Baird, John S. Harris, James L. Torrey, Laurens B. Potter, John S. Crossman, Alexander Dockstader, Sylvester M. Miller, J. Eugene Tenny, Eugene B. Wood, Solomon D. Newbro, Frank A. Cahill.

IONIA.

Chill L. Smith, Luman H. Colton, Jerome Sprague, Orrin S. Cook, Eddy Morrison, George A. Chatterton, Enos E. Barkdull, Seneca Woolford, Henry A. Winer, Donald McPherson, Palmer T. Williams, George Bealman, Myron C. Smith, Luke W. Cook, Gordon H. Shepard, I. Newton Just, James H. McClelland, John Friend, Augustus D. Griswold, Lewis Spaulding.

ISABELLA.

Marvin B. Dimon, James S. Graham.

JACKSON.

William A. Ernst, George C. Higgins, John S. Harrington, Daniel Boynton, Edward A. Sumner, William M. Campbell, Clarence S. Joy, Richard H. Halsted, George Proudfit.

KALAMAZOO.

Patrick H. Gilkey, Marvin Mead, Wilson B. Fuller, David R. Conden, Batrick H. Burke, Robert F. Judson, Horace W. Green, Geo. O. Byington, Miles B. Miller, Theodore W. Smith, Joseph Elkerton, George P. Smith, Robert Baker, Azel E. Bartlett, Edwin W. DeYoe, Clovis C. Dyckman, Thomas Griffiths, Henry E. Hoyt, Joshua F. Alley, John H. Dix, William Shakespeare.

KALKASKA.

William Sumner, Charles P. Sweet, John W. Mosher.

KENT.

Francis V. Taylor, Peter Doran, John H. Ford, George F. Hitchcock, Jr., Merrills H. Clark, Chauncey Leonard, James M. Searles, Edward W. Wither, Dennis L. Rogers, George P. Stark, Myron H. Walker, George G. Whitworth, Cyrus Kent, Charles H. Perkins, Alfred B. Farnsworth.

KEWEENAW.

William P. Raley.

LAKE.

David Delzell, Charles K. Radcliffe, Cornelius H. Forman.

LAPEER.

John Wright, Jonathan R. White, Jacob D. Minard, Voorhees S. Miller, Lucius M. Cory, Eugene T. Slayton, John L. Preston, Jacob C. Lamb.

LENAWEE.

Norman F. Bradish, Lizzie C. Long, Nathan D. Yale, William F. Rodgers, James H. May, George W. Teachout, Manson Carpenter, Samuel Morey, Joseph H. Steere, John C. Palmer, Sidney S. Decker, George Holden, Caleb Harris, William E. Burton, Henry Chandler, Horace J. Sheldon, Jared A. Van Auken, Rollin Robinson, Charles B. Bothum, Fred E. Angell.

LEELANAW.

Wilber F. Gill.

LIVINGSTON.

Zabina E. Chambers, Ira Knight, Helem Bennett, Benjamin F. Batcheler, Patrick Hammell.

MACOMB.

Jonathan D. Lathrop, George W. Carman, Patrick H. Phillips, James M. Vaughn, Josiah T. Robinson, A. Martin Keeler, Thomas H. Forster, Joseph A. Hubacheck, William Wiethoff, Chester L. Dudley.

MIDLAND.

Samuel W. Hubbell, Norman L. Emory.

MARQUETTE.

Samuel M. Billings, John R. Curley, George Wagner, Charles Eggers, William H. Rood.

MONTCALM.

Orrin L. Ray, Calvin C. Coats, Hiram C. Smith, Henry P. Miller, Charles A. Loughin, James F. Covil, George E. G. Wouch, Augustus T. Call, Lewis L. Bissell, Bradley B. Crawford, Edwin R. Powell.

MONROE.

John W. Van Deventer, John Wilder, Thomas D. Adams, James J. Donahoe, Austin E. Wing, John J. Ellis, Thomas H. Bates, John C. Cone.

MECOSTA.

Alton W. Bennett, William Ladner, John H. Palmer, Churchill H. Thrall, Lewis G. Palmer.

MASON.

William Freeman, E. Nelson Fitch, John A. Mitchell, Delos L. Filer, Cassius H. Sweet.

MANISTEE.

Robert R. Blacker, Elisha J. Richmond, Jr.

MUSKEGON.

William C. Wolerston, Miles Chubb, Francis W. Cook.

NEWAYGO.

George E. Taylor, Elijah S. Bennett, Henry Covil, Adonijah E. Upton, George M. Osman, Thomas E. Fales.

OAKLAND.

Charles C. Waldo, Robert Hovenden, Almeron Whitehead, Jr., John W. Stone, William E. Carpenter, Homer H. Colvin, Wall G. Jones, Henry A. Judd, Edwin Phelps, James S. Bradford, Charles J. Fox, Sr., James R. Corson, Jr., Horace E. Dikeman, Cassius D. McEwen, Walter I. Lillie, Henry Jenkins, Charles Porter, Andrew S. Taggett, Peter Dow, Asahel W. Parkhurst, William Toms, Charles M. Fay.

OGEMAW.

William H. Hosier, Frederick M. Briggs.

OTTAWA.

Walter I. Lillie, Marinus Hoogesteger, Loren Day.

OSCEOLA.

Asahel Chase, Thomas T. Delzell, Rolvin D. Simonton, Addison J. Comstock.

SAGINAW.

Samuel Harder, John E. Wells, George E. Jenner, William J. Loveland, Frank E. Emerick, Jacob Schwartz, Elias J. McClintock, Egbert F. Guild, John G. Owen, Harlow P. Lyon, George Maurer, Charles A. Holmes, Samuel M. Porter, Joseph Wood, Albert G. Ellis, Clarence W. Hammond, Charles W. Grant, Benjamin Geer, Francis W. McNalley, William C. Cunningham, Fred

W. Koch, Charles W. Ellis, Charles R. Cargill, William J. Smith, Orton Williams, William McBratnie, James J. E. Johnstone, George M. Hubinger, Arnold J. West, Chester A. Brainard, Henry D. Miller, John L. Cormer, Joseph W. Manning, Walter B. Mickles, David O. Smith, James Graham, Erastus T. Judd, Constantine Beierle, William Cubbage, James C. Goodale, James N. Smith, Austin L. Rankin, James Cooper, Henry Plessner.

SANILAC.

William Moore.

SHIAWASSEE.

George A. Parker, Edwin Van Tuil, Chancey F. Shepard, Nellie Stocking, Ebenezer F. Wade.

ST. CLAIR.

David Lester, William B. Morse, William J. Cowles, Frank M. Mallory, Stephen H. Avery, John B. Frost, William Gillett, Waham Aldar, Charles P. Gilchrist, Nathan B. Clark.

ST. JOSEPH.

Alfred Akey, Charles A. Lyon, Franklin Wells, William A. De Groat, Vincent C. Holcomb, Jerome Schovill, Robert H. Morrison, Daniel H. Hawley.

TUSCOLA.

William Johnson, Henry A. Bishop, Daniel N. Blocher, Edwin M. Fox, John H. Richardson, Samuel B. Perkins, William F. Riggs.

VAN BUREN.

Frank E. Withey, Elias B. Ferguson, Homer W. Burkholder, Henry A. Rogers, William H. Smith, William Hodges, Orlando R. Pattengill, Jarvis Skinner, Benjamin R. Clark.

WASHTENAW.

Merchant H. Goodrich, Washington Beeman, Samuel S. Babcock, Matthew F. Guinon, Michael Seery, James Arnold, Andrew J. McMahon, Frank E. Young, David A. Woodard, William J. Tuite.

WAYNE.

John D. Walker, Marcus A. Chase, Joseph Nicholson, Charles M. Wilkinson, John B. Brampton, Willis E. Walker, George H. Lothrop, Simeon Bloom, James V. D. Van Dyke, Samuel R. Mumford, Charles B. Carstens, Francis H. Pitcher, Charles A. Van Anden, John J. Speed, Alexander McVittie, Henry A. Harmon, Peter Rush, Paul Blackmar, David Clarkson, Michael McLaughlin, Robert D. Robinson, William Herring, Thomas Williams, James T. Keena, Nicholas Tishler, Jacob Christie, Frank S. Geardin, Peter Dederechs, Jr., Joseph E. Papp, Charles T. Cook, George E. Kunzie, Theodore V. Koenig, John J. Patton, John Rowell, Edward N. Lathers, J. Smith Knickerbocker, John J. Tilman, Richard O. Payment, John B. Price, William H. Wells, James E. Tryon, Charles Burrows, Ross Brown, John W. Common, David Trombly, Thomas S. Campau, Daniel B. Nichols, Charles O. Ford, James H. Garnsey, Albert D. Pierce, Joseph Greusel, Pliny H. Van Buren, Frank S. Girardin, Alexander B. McFaul, Peter Guenther, Charles W. Norton, George W. Hoffman, Samuel Matthews.

WEXFORD.

William East, Charles C. Perry, Donald E. McIntyre.

Mr. Baxter moved that the Senate do advise and consent to the several nominations contained in the message of the Governor,

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Adair,	Mr. Edsell,	Mr. Morse,	Mr. Redfield,
Andrus,	Foote,	Nelson,	Shoemaker,
Baxter,	Freeman,	Newcomb,	Taylor,
Burleigh,	Jenney,	Packard,	Tyler,
Chamberlain,	Markey,	Perrin,	Waterbury,
D. R. Cook,	McElroy,	Rankin,	Wilcox,
Wm. Cook,	Morgan,	Read,	Williams, 28

NAYS.

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On motion of Mr. Perrin,

The Executive session closed, the time being 3 :20 o'clock P. M.

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302. A bill to detach certain territory from Midland county and attach the same to Bay county:	
introduced and referred.....	412
303. A bill to prevent bribery in elections:	
introduced and referred.....	412
reported adversely and laid on table.....	500
taken from table and indefinitely postponed.....	1181-2
304. A bill to prohibit the use of ferrets in hunting rabbits:	
introduced and referred.....	412
reported adversely and laid on the table.....	422
305. A bill to provide for the furnishing of bonds by certain State officers:	
introduced and referred.....	412
reported adversely and laid on table.....	422

ABSTRACT OF BILLS RECEIVED FROM THE HOUSE.

1. A bill to repeal act number 300, of the session laws of 1873, entitled "An act to provide for the construction of a State road in the county of Newaygo," and approved March 7th, 1873:	
received and referred.....	159
reported and laid on the table.....	1285
2. A bill to regulate the sale of seats in theaters, concert or lecture halls, and other places of public entertainment:	
received and referred.....	160
reported and referred to committee of the whole.....	179
all after the enacting clause stricken out and laid on the table.....	182
taken from table and recommitted to committee of the whole.....	187
amended and placed on order of third reading.....	192
passed.....	202
re-received from House and amendments receded from.....	244
3. A bill to amend section 6404 of the compiled laws of 1871, being section 8 of chapter 201, relative to proceedings against debtors by attachment:	
received and referred.....	160
reported and referred to committee of the whole.....	173
placed on order of third reading.....	181
passed.....	188
4. A bill to define the powers of notaries in certain cases:	
received and referred.....	160
reported and referred to committee of the whole.....	184
placed on order of third reading.....	192
passed.....	200
5. A bill to amend section 61 of chapter 21, being section 1027 of the compiled laws of 1871, relative to the assessment and collection of taxes:	
received and referred.....	160
reported and referred to committee of the whole.....	183
placed on order of third reading.....	192
passed.....	200
6. A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies:	
received and referred.....	175
reported and referred to committee of the whole.....	186
placed on order of third reading.....	192
passed.....	201
7. A bill to amend an act entitled "An act making appropriation for the heating and ventilating apparatus for the new capitol and for improvements in said building," approved February 18, 1875:	
received and referred.....	175
reported and referred to committee of the whole.....	185
placed on order of third reading.....	190
passed.....	191

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8. A bill to amend section 4819 of the compiled laws of 1871, being section 10 of chapter 172, relative to testamentary guardians:	
received and referred.....	180
reported and referred to committee of the whole.....	184
placed on order of third reading.....	191
passed.....	200
9. A bill to extend the time for the collection of taxes in the township of Pier- son, in the county of Montcalm, for the year 1876:	
received, rules suspended, and passed.....	195
10. A bill to extend the time for the collection of State and county taxes for the city of Detroit, Wayne county:	
received, rules suspended, and passed.....	195
11. A bill to authorize the supervisor of the township of Denton, Roscommon county, to spread the highway tax upon the tax-roll of the township of Denton, for the year 1876, and to extend the time for collecting taxes upon said roll:	
received, rules suspended, and passed.....	196
12. A bill to provide for the appointment of an assistant prosecuting attorney in the county of Wayne:	
received and referred.....	196
reported and referred to committee of the whole.....	490
placed on order of third reading.....	511
passed.....	515
13. A bill to amend sections 23 and 42 of an act to incorporate the village of Hancock, the same being act No. 274 of the session laws of 1875, entitled "An act to incorporate the village of Hancock," approved March 19, 1875:	
received and referred.....	197
reported and referred to committee of the whole.....	231
recommitted to committee on cities and villages.....	247
reported and recommitted to committee of the whole.....	408
placed on order of third reading.....	589
passed.....	601
14. A bill to change the names of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, John E. Frye, and Hampton R. Frye, to surname of Stephens:	
received and referred.....	227
reported and referred to committee of the whole.....	244
placed on order of third reading.....	300
laid on the table.....	304
taken from table and passed.....	309
15. A bill to legalize the special assessments and tax rolls of the village of Northfield, county of Wayne, for the years 1875 and 1876:	
received and referred.....	227
reported and referred to committee of the whole.....	248
amended and placed on order of third reading.....	261
passed.....	300
returned from House and amendments receded from.....	364
16. A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, the same being act No. 220 of the session laws of 1873:	
received and referred.....	227
reported and referred to committee of the whole.....	262
placed on order of third reading.....	523
passed.....	526
17. A bill to amend section 1 of chapter 55 of the compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week:	
received and referred.....	227
reported and referred to committee of the whole.....	231
placed on order of third reading.....	261
passed.....	299
18. A bill relative to the organization of the meetings of the Legislature:	
received and referred.....	227
reported and referred to committee of the whole.....	335
placed on order of third reading.....	446

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18. A bill relative to the organization of the meetings of the Legislature:	
laid on the table.....	449
taken from table and passed.....	492
19. A bill to authorize the township of Carrolton to aid in the purchase or building of a bridge across the Saginaw river, to be thereafter maintained as a free bridge:	
received and referred.....	239
reported and referred to committee of the whole.....	249
recommitted to committees on roads and bridges.....	260
laid on the table.....	361
taken from table, referred to committee of the whole.....	791
indefinitely postponed.....	807
20. A bill to amend sections 3 and 4 of chapter 169 of the compiled laws of 1871, being compiler's numbers 4721 and 4722, relative to intermarriage:	
received and referred.....	239
laid on the table.....	336
taken from table and referred to committee of the whole.....	353
placed on order of third reading.....	636
lost.....	642
reconsidered and lost.....	649
21. A bill to provide for the incorporation of lodges of Knights of Pythias:	
received and referred.....	258
reported and referred to committee on banks and incorporations.....	298
referred to committee of the whole.....	359
placed on order of third reading.....	452
passed.....	459
22. A bill to amend sections 153, 155, and 156, of act 169, session laws of 1869, entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon, being compiler's sections 1119, 1121 and 1122 of the compiled laws of 1871:	
received and referred.....	296
reported and referred to committee of the whole.....	351
recommitted to committee on appropriations and finance.....	450
referred to committee of the whole.....	537
placed on order of third reading.....	720
laid on the table.....	729
taken from the table and referred to committee of the whole.....	1069
placed on order of third reading.....	1073
laid on the table.....	1077
taken from table and indefinitely postponed.....	1082
23. A bill to amend section 5654 of compiled laws of 1871, being sections 4 of an act entitled "An act to provide for the appointment of a State reporter," approved April 17, 1871:	
received and referred.....	302
reported and referred to committee of the whole.....	335
placed on order of third reading.....	428
passed.....	432
24. A bill to extend the time for the collection of taxes in the townships of St. Joseph and Lincoln, in the county of Berrien, for the year 1876:	
received, rules suspended, and passed.....	331
25. A bill to extend the time for the collection of taxes in the city of Niles, in the county of Berrien, for the year 1876:	
received, rules suspended, and passed.....	331
26. A bill to detach township (No. 31) thirty-one north of range five (No. 5) west from the present township of Central Lake, in the county of Antrim, and to attach the same to the township of Jordan in said county:	
received and referred.....	339
reported and referred to committee of the whole.....	415
placed on order of third reading.....	523
passed.....	531
retransmitted by House with amendments non-concurred in and laid on table.....	548
amendments receded from.....	551

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27. A bill to prevent attorneys, counselors, agents, and the like from becoming sureties in certain cases:	
received and referred.....	339
reported and laid on the table.....	542
taken from table and referred to committee of the whole.....	1069
all after the enacting clause stricken out.....	1073
28. A bill to extend the time for the collection of taxes in the township of Caseville, in the county of Huron, for the year 1876:	
received, rules suspended, and passed.....	334
29. A bill to amend sections 2 and 9 of act 331 of the session laws of 1869, entitled "An act to incorporate the village of Lawrence, in the county of Van Buren:"	
received and referred.....	345
reported and passed.....	352
30. A bill to legalize the tax roll of the township of Grant, in the county of Iosco, for the year 1876:	
received, rules suspended, and passed.....	380
31. A bill to extend the time for the collection of taxes in the city of St. Clair, county of St. Clair, for the year 1876:	
received, rules suspended, and passed.....	381
32. A bill to extend the time for the collection of taxes in the town of Chase, in the county of Lake, for the year 1876:	
received, rules suspended, and passed.....	396
33. A bill to extend the time for the collection of taxes for the year 1876 in the city of Greenville, county of Montcalm:	
received, rules suspended, and passed.....	396
34. A bill to extend the time for the collection of taxes in the city of Wyandotte, Wayne county:	
received, rules suspended and passed.....	396
35. A bill to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne, for the year 1876:	
received, rules suspended, and passed.....	396
36. A bill to extend the time for the collection of taxes in the township of New Buffalo, Berrien county, for the year 1876:	
received, rules suspended, and passed.....	396
37. A bill to re-incorporate the village of Ithaca:	
received and referred.....	409
reported and placed on order of third reading.....	605
passed.....	611
38. A bill to incorporate the village of Wayne:	
received and referred.....	409
reported and referred to committee of the whole.....	414
placed on order of third reading.....	523
passed.....	530
39. A bill to amend section 1 of chapter 177, being compiler's section 5245 of the compiled laws of 1871, entitled "An act requiring judges of probate in certain cases to give notice to foreign consuls, of an application for administration in the estate of deceased persons," approved March 18, 1865:	
received and referred.....	416
reported and referred to committee of the whole.....	716
placed on order of third reading.....	873
passed.....	896
40. A bill to change the corporate name of the First Congregational Society of South Boston, Ionia county, Michigan, to the Union Evangelical Society of South Boston, in the county of Ionia, and State of Michigan:	
received and referred.....	430
reported, rules suspended, and passed.....	441
41. A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township to be known as the township of Corwith:	
received and referred.....	430
reported, rules suspended, and passed.....	557

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42. A bill providing for the polling of juries in civil and criminal cases:	
received and referred.....	431
reported and laid on the table.....	460
taken from table and referred to committee of whole.....	1068
all after enacting clause stricken out.....	1072
43. A bill to extend the time to collect the State and county taxes of the town-	
ship of Grosse Pointe, in the county of Wayne:	
received, rules suspended, and passed.....	441
44. A bill to reincorporate the village of Mount Morris, in the county of Gen-	
esee:	
received and referred.....	442
reported and placed on order of third reading.....	467
passed.....	472
45. A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled "An	
act to incorporate the village of Howard City," approved March 14th,	
1873:	
received and referred.....	442
reported and referred to committee of the whole.....	466
committee of the whole discharged, and passed.....	563
46. A bill to authorize the township board of the township of Menominee	
to regulate or prohibit auctions, and to license the same within the	
limits of the unincorporated village of Menominee, in said township:	
received and referred.....	443
reported and referred to committee of the whole.....	501
placed on order of third reading.....	683
passed.....	699
47. A bill to amend an act entitled "An act to detach certain territory from the	
townships of Manistee and Stronach, in the county of Manistec, and to	
organize such territory so detached into a township by the name of Filer,	
and to legalize certain action taken thereon:"	
received, rules suspended and passed.....	448
returned from the House, reconsidered, and recommitted to committee	
on counties and townships.....	579
reported, title amended and passed.....	622
48. A bill to incorporate the village of Bangor:	
received and referred.....	448
reported and referred to committee of the whole.....	467
placed on order of third reading.....	617
passed.....	635
49. A bill to facilitate the organization of mutual benefit and cooperative asso-	
ciations within this State:	
received and referred.....	448
reported and referred to committee of the whole.....	455
placed on order of third reading.....	533
passed.....	555
50. A bill for the protection of guests of hotels from danger by fire:	
received and reported.....	448
reported and referred to committee of the whole.....	998
referred to committee on cities and villages.....	1010
substitute reported and referred to committee of the whole.....	1050
recommitted to committee on cities and villages.....	1083
referred to committee of the whole.....	1166
referred to committees on banks and corporations and public health	
jointly.....	1176
substitute reported, adopted and referred to committee of the whole..	1196
placed on order of third reading.....	1212
recommitted to committee on State affairs.....	1218
substitute adopted and referred to committee of the whole.....	1231
placed on order of third reading.....	1237
passed.....	1255

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51. A bill to authorize any company that may be formed under the general laws of this State for the purpose of building a plank, wood, block, gravel, or stone road from some point on Griswold street, in the city of Port Huron, to the northwest corner of section 17, in town 6 north, of range 16 east, or to any point farther west, to charge and receive tolls for travel on said road at the rate of three cents a mile for double teams, and one-half that rate for single teams, for the period of six years:	
received and referred.....	448
reported and referred to committee of the whole.....	517
placed on order of third reading.....	683
passed.....	701
52. A bill to amend section 9 of act No. 152 of the session laws of 1875, approved April 29, 1875, being an act to amend section 9 of chapter 130 of the revised statutes of 1846, being compiler's section 6920 of the compiled laws of 1871, relative to foreclosure by advertisement:	
received and referred.....	449
reported adversely and laid on the table.....	1188
53. A bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to reorganize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee:	
received, rules suspended, and passed.....	468
reconsidered and laid on table.....	471
taken from table and passed.....	475
received from House, reconsidered, amended, and passed.....	615
54. A bill to extend the time for the collection of taxes in the township of Springwells, in Wayne county, for the year 1876:	
received, rules suspended, and passed.....	468
55. A bill to extend the time for the collection of taxes in the township of Brownstown, in the county of Wayne, for the year 1876:	
received, rules suspended, and passed.....	468
56. A bill to incorporate the village of Otisville, in the county of Genesee:	
received and referred.....	469
substitute reported, rules suspended and passed.....	546
57. A bill to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 30, 31, 32, and 36 of an act to incorporate the village of Leslie:	
received and referred.....	469
reported, rules suspended, passed, and title amended.....	502
58. A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected, for the purpose of constructing sewers in said city:	
received and referred.....	470
reported and referred to committee of the whole.....	488
committee of the whole discharged and passed.....	565
59. A bill for an act to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of compiled laws of 1871," of an act entitled "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875:	
received and referred.....	471
reported and referred to committee of the whole.....	605
recommitted to committee on education and public schools.....	747
reported and referred to committee of the whole.....	856
placed on order of third reading.....	942
passed.....	959
60. A bill to incorporate the village of Dowagiac:	
received and referred.....	488
reported and referred to committee of the whole.....	568
placed on order of third reading.....	578
passed.....	580
returned from House, reconsidered, amended, and passed.....	717
61. A bill to amend section 14 of act No. 355 of the session laws of 1869, being an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan:"	
received, rules suspended, and passed.....	489

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62. A bill to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869:	
received and referred.....	490
reported and referred to committee of the whole.....	545
committee of the whole discharged, and passed.....	564
returned from House, amendments receded from, and title amended....	582
63. A bill to incorporate the village of Sheridan:	
received and referred.....	490
reported and referred to committee of the whole.....	544
placed on order of third reading.....	731
passed.....	744
ordered to take immediate effect.....	756
64. A bill to detach certain territory from the township of Chesaning, in the county of Saginaw, and attach the same to the township of Brady, in said county:	
received, rules suspended, and passed.....	498
returned from House, reconsidered, and referred to committee on counties and townships.....	518
reported and placed on order of third reading.....	705
passed.....	714
65. A bill to organize the township of Hayes, in the county of Clare:	
received and referred.....	498
reported and referred to committee of the whole.....	623
committee of the whole discharged, and passed.....	692
66. A bill to revise and amend the charter of the village of Saline, in the county of Washtenaw:	
received, rules suspended, and passed.....	519
67. A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township, to be known as the township of "Hayes:"	
received and referred.....	548
reported, rules suspended, and passed.....	557
re-turned from House, reconsidered, amended, and passed.....	664
68. A bill to amend sections 1 and 2 of an act entitled "An act regulating the responsibility of the agents of insurance companies doing business in this State," approved April 12, 1871, being compiler's sections 7629 and 7630, compiled laws of 1871:	
received and referred.....	549
reported and referred to committee of the whole.....	590
placed on order of third reading.....	747
passed.....	752
69. A bill to allow accident insurance companies to do business in this State:	
received and referred.....	549
reported and referred to committee of the whole.....	590
placed on order of third reading.....	747
passed.....	752
70. A bill to amend section 4 of chapter 163 of the compiled laws of 1871, being compiler's section 4548, relative to publication of notices of sales by executors:	
received and referred.....	549
reported and referred to committee of the whole.....	632
placed on order of third reading.....	868
passed.....	883
71. A bill to amend section 10 of chapter 167, being section 4706 of the compiled laws of 1871, relative to the filing of chattel mortgages:	
received and referred.....	549
reported and laid on the table.....	671
taken from table and recommitteed to committee on judiciary.....	698
reported adversely and laid on the table.....	749
taken from table and referred to committee of the whole.....	1069
all after the enacting clause stricken out.....	1073
72. A bill to detach certain territory from the present township of Burt, in the county of Cheboygan, and organize the same into a separate township, to be known as the township of Nunda:	
received and referred.....	553
reported, rules suspended, and passed.....	591

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73. A bill to amend section 10 of chapter 239, being section 7142 of the compiled laws of 1871, relative to fees of certain officers in civil cases:	
received and referred.....	562
reported and referred to committee of whole.....	620
placed on order of third reading.....	747
passed.....	753
74. A bill to amend section 27, chapter 170, being compiler's section 4759 of the compiled laws of 1871, relative to the enforcement of decrees for alimony in divorce cases:	
received and referred.....	562
reported and referred to committee of the whole.....	620
placed on order of third reading.....	747
passed.....	753
75. A bill to amend an act entitled "An act to incorporate the city of Wyandotte:	
received and referred.....	566
reported and referred to committee of the whole.....	604
committee of the whole discharged and passed.....	695
returned from House, reconsidered and recommitted to committee on cities and villages.....	1002
reported and passed.....	1015
received from House and recommitted to committee on cities and villages.....	1106
reported and passed.....	1115
76. A bill to amend the charter of the city of Holland:	
received and referred.....	566
reported and referred to committee of the whole.....	604
committee discharged, and placed on order of third reading.....	657
passed.....	660
77. A bill to repeal section 9 of article 12 of an act entitled "An act to incorporate the village of Imlay City, in Lapeer county," approved April 4th, 1873, as amended by act No. 323 of the session laws of 1875:	
received, rules suspended, and passed.....	566
78. A bill to change the name of the township of Sable, in Iosco county, to Au Sable:	
received and referred.....	567
reported and placed on order of third reading.....	572
passed.....	577
79. A bill to amend compiler's section 3057, being section 4 of chapter 108 of the compiled laws of 1871, relative to the notice of the election of trustees of religious societies:	
received and referred.....	567
reported and passed.....	606
80. A bill to authorize the township of Ada, in the county of Kent, to raise money to purchase the "Ada Bridge" across Grand River, in said township:	
received and referred.....	567
reported and referred to committee of the whole.....	608
committee discharged and placed on order of third reading.....	658
passed.....	659
81. A bill to incorporate the village of Vassar, subject to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875:	
received and referred.....	567
reported and placed on order of third reading.....	572
passed.....	578
retransmitted from House, and title amended.....	648
82. A bill to prohibit the sale of goods and merchandise in sealed packages:	
received and referred.....	583
reported and laid on the table.....	652
taken from table and referred to committee of the whole.....	1068
indefinitely postponed.....	1072
83. A bill making appropriations for the current expenses of the State Normal School:	
received and referred.....	583
reported and referred to committee of the whole.....	825

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83. A bill making appropriations for the current expenses of the State Normal School:	
committee discharged, made special order April 4th.....	829
made special order on April 6.....	843
passed.....	852
84. A bill to authorize the town board of the township of Byron, in the county of Kent, to lease the upper story of the town hall of said township to Halcyon Lodge No. 244 of the Independent Order of Odd Fellows:	
received and referred.....	583
reported and referred to committee of the whole.....	653
committee of the whole discharged, and placed on order of third reading.....	750
passed.....	754
85. A bill to revise and amend the charter of the city of Port Huron:	
received and referred.....	613
reported, rules suspended, and passed.....	690
received from House, and amendments to Senate amendments concurred in.....	804
86. A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871:	
received and referred.....	614
reported and referred to committee of the whole.....	749
placed on order of third reading.....	989
passed and title amended.....	1005
87. A bill to revise and amend the charter of the city of Ypsilanti:	
received and referred.....	614
reported and passed.....	818
returned from House, reconsidered, and recommitted to committee on cities and villages.....	952
reported and passed.....	967
returned from House, reconsidered, amended, and passed.....	1034
88. A bill to provide for the completion and furnishing of the State House of Correction at Ionia, and to make an appropriation therefor:	
received and referred.....	626
made order for April 4.....	791
reported and referred to committee of the whole.....	735
recommitted to committees on appropriations and finance and State House of Correction, jointly.....	806
reported and referred to the committee of the whole.....	817
made special order for April 5.....	833
recommitted to committees on appropriations and finance and State House of Correction, jointly.....	853
reported and placed on order of third reading.....	915
passed.....	933
89. A bill to detach certain territory from the present townships of Little Traverse and Bear Creek, in the county of Emmet, and to organize the same into a separate township, to be called the township of Littlefield:	
received, rules suspended, and passed.....	626
90. A bill to amend section 5 of chapter 26 of the compiled laws of 1871, being the compiler's section 1256, relative to highways:	
received and referred.....	626
reported and referred to committee of the whole.....	737
placed on order of third reading.....	913
91. A bill to amend sections 1, 2, 3, 4, 5, 6, and 12 of chapter 67, being sections 2116, 2117, 2118, 2119, 2120, 2121, and 2127 of the compiled laws of 1871, relative to the destruction of wolves and other noxious animals:	
received and referred.....	626
reported and referred to committee of the whole.....	670
placed on order of third reading.....	873
passed.....	884

92. A bill to amend section 86 of chapter 178 of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts:	
received and referred.....	627
reported and referred to committee of the whole.....	638
placed on order of third reading.....	868
passed.....	883
received from House with amendments non-concurred in and laid on the table.....	942
taken from table and Senate amendments insisted upon.....	946
returned from House, Senate amendments non-concurred in, and committee of conference appointed.....	970
reported, amendments concurred in.....	999
returned from House and report of committee of conference concurred in.....	1025
93. A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto to stand as section 2 of said act:	
received and referred.....	627
reported and referred to committee of the whole.....	644
recommitted to committee on judiciary.....	869
referred to committee of the whole.....	906
placed on order of third reading.....	944
passed.....	963
received from House.....	1023
reconsidered, lost, reconsidered, and recommitted to committee on judiciary.....	1024
substitute reported and passed.....	1025
94. A bill to amend section 8 of chapter 208, compiler's number 6567, of the compiled laws of 1871, relating to the surrender of corporate rights:	
received and referred.....	627
reported and referred to committee of the whole.....	666
placed on order of third reading.....	872
passed.....	884
95. A bill to amend section 29 of chapter 47 of the compiled laws of 1871, entitled "county drain law," being compiler's section 1773:	
received and referred.....	627
reported and referred to committee of the whole.....	686
all after enacting clause stricken out and laid on the table.....	874
taken from the table and referred to special committee.....	901
reported and indefinitely postponed.....	1054
96. A bill to promote the early construction of a railroad through the Menominee Iron Range:	
received, rules suspended and placed on order of third reading.....	637
made special order for March 15.....	643
passed.....	649
97. A bill to establish a police force in the township of Grand Rapids:	
received and referred.....	626
referred to committee on judiciary.....	654
reported and referred to committee of the whole.....	691
committee of the whole discharged and placed on order of third reading.....	750
passed.....	755
98. A bill relative to the acquiring of title to lands occupied by railroad companies:	
received and referred.....	633
reported and referred to committee of the whole.....	644
placed on order of third reading.....	977
lost, reconsidered, and laid on the table.....	1021
taken from table and referred to committee of the whole.....	1068
placed on order of third reading.....	1072
lost.....	1077
reconsidered and tabled.....	1077
taken from table and passed.....	1253
reconsidered and lost.....	1281

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201. A bill to amend sections 1, 2, 4, and 7 of article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6, and 7 of article 8, section 1 of article 10, section 4 of article 12, section 1 of article 13, section 1 of article 15, section 1 of article 19, and section 1 of article 21 of an act entitled "An act to reIncorporate the village of St. Louis," approved March 28, 1873, as amended by an act approved April 23, 1875:	
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209. A bill to amend section 21 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869, being compiler's section 2985, chapter 99, of the compiled laws of 1871:	
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213. A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors," and to repeal act No. 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154 of the compiled laws of 1871, and also act No. 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22:	
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215. A bill to provide for the laying out and establishing of a State road in the county of Isle Royal:	
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216. A bill to change the name of Thomas Morrissey to Thomas Sterling, and to constitute him heir-at-law of Henry H. Sterling and Catherine Sterling:	
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217. A bill to amend section 28 of chapter 50 of compiled laws of 1871, being compiler's section 1843:	
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218. A bill to amend sections 13, 15, 16, 21, 32, and 33 of chapter 189 of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, 5990, 6001, and 6002 relative to drawing of jurors:	
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219. A bill to amend section 1 of compiler's section 2106 of an act entitled "An act to prevent the destruction of muskrats and muskrat houses in the marshes along the shore of lakes Erie, St. Clair, Huron, and Michigan," of the compiled laws of 1871:	
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220. A bill to repeal an act entitled "An act to amend chapter 181 of the compiled laws, relative to offenses against property, by adding thereto section 53," approved April 5, 1869, the same being section 7605 of the compiled laws of 1871:	
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221. A bill to amend section 11 of chapter 235 of the compiled laws of 1871, the same being compiler's section 7333, relative to fraudulent and insolvent debtors:	
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reported and referred to committee of the whole.....	1091
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229. A bill to amend sections 13 and 14, compiler's sections 4709 and 4710, chapter 167 of the compiled laws of 1871, relative to filing and continuing chattel mortgages:	
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234. A bill to amend section 1 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," approved April 15, 1873:	
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278. A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal sections number 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, and 167 of chapter 21 of the compiled laws of 1871, being compiler's sections 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069,	

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substitute reported, adopted, and referred to committee of the whole..	1278
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279. A bill to repeal section 3 of an act entitled "An act to organize the county of Roscommon," being act No. 41 of the session laws of 1875:	
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280. A bill entitled "An act making appropriations for the general and other expenses of the University of Michigan:"	
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reported and referred to committee of the whole.....	1268
placed on order of third reading.....	1291
passed.....	1294
281. A bill to authorize the Board of Inspectors of the Michigan State Prison at Jackson to convey certain State land in the city of Jackson, for the purpose of extending certain streets across State lands in said city, and provid a burial place for deceased prisoners outside of the limits of said city of Jackson:	
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reported and referred to committee of the whole.....	1258
placed on order of third reading.....	1259
passed.....	1260
282. A bill to revise and amend sections 2, 5, 6, 7, 9, 10, 11, 12, 13, and 19 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior of Grand Rapids,' and to add seven new sections to the act to stand as sections 24, 25, 26, 27, 28, 29, and 30:	
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reported and referred to committee of the whole.....	1285
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passed.....	1296
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283. A bill to amend section 3 of chapter 59 of the compiled laws of 1871, being compiler's section 2029, entitled "An act to prevent animals from running at large in the public highways:"	
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passed.....	1294
284. A bill to amend section 2 of chapter 2, section 1 of chapter 5, and section 4 of chapter 6 of an act entitled "An act to incorporate the city of Marquette," approved February 17, 1871, and the several acts amendatory thereto, and to add a new section thereto to stand as section 20 of chapter 20:	
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285. A bill to amend section 1 of act No. 436, session laws of 1869, entitled "An act to provide for the payment of certain drainage orders outstanding in the county of Oakland:"	
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286. A bill to authorize the board of supervisors of the several counties in this State to provide for the preservation and maintenance of the section corners and quarter stakes of the original survey in their respective counties:	
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reported and referred to committee of the whole.....	1268
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passed.....	1295
287. A bill to provide for a tax upon dogs, and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases:	
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reported and referred to committee of the whole.....	1268
placed on order of third reading.....	1291
passed.....	1295
288. A bill to amend section 2 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being compiler's section 2090 of the compiled laws of 1871, as amended by act No. 195 of the session laws of 1875, approved May 1, 1875, and to add five new sections thereto to stand as sections 5, 6, 7, 8, and 9 of said act:	
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reported and placed on order of third reading.....	1305
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289. A bill to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to complete and make passable a certain section of the Duncan, Alpena and Au Sauble State Road:	
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reported and placed on order of third reading.....	1304
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290. A bill to provide for the drainage and reclamation of swamp lands in the counties of Allegan and Barry, and appropriating State swamp lands to defray the expenses thereof:	
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291. A bill to provide for laying out and constructing a State ditch or drain in town eight north of range two east (Rush, Shiawassee county), and for making an appropriation of State swamp lands to aid in the construction of the same:	
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reported and referred to committee of the whole.....	1269
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292. A bill to provide for the removal of a jam of floodwood in the Shiawassee river, in the county of Saginaw, for the purpose of preventing the permanent overflow of valuable lands adjacent thereto, and to appropriate ten sections of State swamp land to defray the cost thereof:	
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reported and referred to committee of the whole.....	1269
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293. A bill to incorporate the city of Howell:	
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294. A bill to provide for the taking of private property for the public use or benefit, and for the opening of highways, streets and alleys by the cities and villages of this State:	
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296. A bill to detach certain portions of territory from the county of Mackinac and to annex the same to the county of Chippewa:	
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297. A bill to facilitate the publication of the public acts of the Legislature:	
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298. A bill to amend section 1 of an act entitled "An act to provide for laying out and establishing a State road in the township of Sherman, county of Keweenaw," approved April 17, 1871:	
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reported and placed on order of third reading.....	1325
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299. A bill to provide for the building of a bridge across the Muskegon River at the point where said river is crossed by the Grand Rapids and Big Rapids State road, in the county of Mecosta:	
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reported and placed on order of third reading.....	1304
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300. A bill to amend section 1 of an act to authorize and empower judges of probate to license executors, administrators, and guardians to mortgage or otherwise pledge estate for the settlement of debts against the same, approved March 15, 1861, the same being sections 4625, 4626 and 4627 of the compiled laws of 1871, and to add a new section thereto:	
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301. A bill to amend, consolidate and revise the several acts and parts of acts establishing municipal and justices' courts in the city of Detroit:	
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reported and placed on order of third reading.....	1346
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302. A bill to incorporate the public schools of the township of Alpena, and repeal sections one and two of act No. 490 of the laws of 1867, entitled "An act to authorize the formation of Union School District number 1, in the township of Alpena," approved March 27, 1867; also, to repeal section 20, of act 354 of the laws of 1873, entitled "An act to organize the Union School District of the city of Alpena," approved April 4, 1873:	
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303. A bill to amend an act entitled "An act to authorize the Board of Public Works of the city of Grand Rapids, and the commissioners of highways of townships adjacent to the city of Grand Rapids, to unite in the improvement of highways lying between said city and townships, approved April 9, 1875:	
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304. A bill to amend section 2 of an act entitled "An act to amend an act entitled 'An act to provide for the opening and improvement of roads in the line of adjoining townships, being compiler's section 1214, chapter 23, of the compiled laws of 1871, approved March 19, 1863,' and to add three new sections thereto," approved April 29, 1875:	
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reported and placed on the order of third reading.....	1324
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306. A bill to amend section 1 of chapter 175 of the compiled laws of 1871, being compiler's section 4971, relative to the removal of causes from one circuit court to another:	
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2. Joint resolution to amend section 12 of article VI. of the Constitution of the State of Michigan, relative to appointment of Clerk of the Supreme Court:	
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returned from House.....	510
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6. Joint resolution providing for the payment of balances due on certain adjudicated claims:	
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reported and referred to committee of the whole.....	644
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13. Joint resolution to authorize the Board of State Auditors of this State to discharge from record a certain indenture of mortgage, executed by Edmond H. Hazleton, and Clarinda B. Hazleton, and G. M. Dewey to the people of the State of Michigan, and dated January 4, 1860:	
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placed on order of third reading.....	452
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returned from House.....	803
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17. Joint resolution authorizing the appropriation of money to liquidate the indebtedness and pay the salaries of the employes of the Michigan Centennial Board of Managers:	
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substitute referred to committees on State affairs, and appropriations and finance.....	497
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returned from House.....	1122
ordered to take immediate effect.....	1132
presented to the Governor.....	1209
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reported adversely and laid on the table.....	509
taken from table and referred to committee of the whole.....	1174
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19. Joint resolution for the relief of Asahel Warner:	
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reported and referred to committee on public lands	478
20. Joint resolution to amend section 28 of Article IV. of the constitution, relative to the time within which bills may be introduced:	
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reported and referred to committee of the whole	455
laid on the table	1036
21. Joint resolution proposing to add a section to Article IV. of the constitution of this State, relative to the legislative department:	
introduced and referred	404
reported and referred to committee of the whole	466
placed on order of third reading	617
lost	629
reconsidered and recommitted to committee on constitutional amendments	712
22. Joint resolution to authorize the agricultural land grant board to confirm the sale of certain agricultural college lands heretofore sold:	
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reported and referred to committee of the whole	607
placed on order of third reading	747
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23. Joint resolution proposing an amendment to section 6, Article XIII., of the constitution of this State, relative to the Board of Regents of the University of Michigan:	
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24. Joint resolution to amend section 5, of Article X., of the constitution of the State of Michigan, relative to sheriffs:	
introduced and laid on the table	409
25. Joint resolution to provide for the collection of any specific tax due this State from the Lake Shore & Michigan Southern Railway Company:	
introduced and referred	411
reported and referred to committee of the whole	481
placed on order of third reading	668
passed	677
returned from House	863
presented to the Governor	939
notice of approval	950
26. Joint resolution to amend section 2 of Article IV. of the constitution of the State of Michigan, relating to the election of State Senators:	
introduced and laid on table	412
taken from table and referred to committee on constitutional amendments	928
reported and referred to committee of the whole	1030
placed on order of third reading	1057
laid on the table	1059
taken from table and passed	1097
returned from House non-concurred in	1366
27. Joint resolution authorizing the Board of Inspectors of the Michigan State Prison to settle with H. G. Filkins and Robert L. Crane, and with their sureties:	
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returned from House non-concurred in	909

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reported and referred to committee of the whole.....	330
placed on order of third reading.....	428
passed.....	433
2. Joint resolution asking Congress for an appropriation to construct a light-house on the point of Little Traverse harbor, in the county of Emmet, Michigan:	
received and referred.....	258
reported and referred to committee of the whole.....	302
placed on order of third reading.....	428
passed.....	433
3. Joint resolution relative to fisheries in waters within the jurisdiction in part of different States and the British provinces:	
received and referred.....	258
substitute reported, adopted, and referred to committee of the whole..	415
4. Joint resolution asking Congress for an appropriation for the erection of a light house and steam fog signal on Stannard's Rock, Lake Superior:	
received and referred.....	294
reported and read third time and passed.....	294
5. Joint resolution asking Congress for an appropriation for the making of a harbor of refuge at Grand Maria harbor, on Lake Superior:	
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reported and referred to committee of the whole.....	501
placed on order of third reading.....	684
passed.....	702
6. Joint resolution asking Congress for an appropriation for improvement of the harbor at Saugatuck, in Allegan county:	
received and referred.....	442
reported and referred to committee of the whole.....	516
placed on order of third reading.....	684
passed.....	702
7. Joint resolution asking Congress for an appropriation for the improvement of the harbor of New Buffalo, Berrien county, State of Michigan:	
received and referred.....	442
reported and referred to committee of the whole.....	501
placed on order of third reading.....	684
passed.....	702
8. Joint resolution asking for an appropriation in money for the improvement of the harbor at Holland, in the county of Ottawa, State of Michigan:	
received and referred.....	442
reported and referred to committee of the whole.....	517
placed on order of third reading.....	684
passed.....	703
9. Joint resolution asking Congress to order a survey of Portage Lake, in Manistee county, with a view to constructing a harbor of refuge:	
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10. Joint resolution for the relief of John Y. Hicks, of the township of Penn-field, in Calhoun county, Michigan:	
received and referred.....	467
reported and referred to committee of the whole.....	480
placed on order of third reading.....	667
passed.....	676

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11. Joint resolution authorizing the trustees in behalf of the State to convey to John B. Lancton, of Burns, Shiawassee county, Michigan, by quit-claim deed, the west $\frac{1}{2}$ of southeast $\frac{1}{4}$ of section 24, town five north, of range 3 east, Shiawassee county:	
received and referred.....	467
reported and referred to committee of the whole.....	480
placed on the order of third reading.....	668
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reported and referred to committee of the whole.....	716
placed on order of third reading.....	874
passed.....	895
13. Joint resolution asking Congress for an appropriation to construct a light house at the mouth of Thunder Bay river, in the county of Alpena:	
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reported and referred to committee of the whole.....	716
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passed.....	895
14. Joint resolution to give immediate effect to a bill heretofore passed for purchase of books for State Library:	
received, rules suspended, and passed.....	540
15. Joint resolution authorizing and directing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Geo. Dayton:	
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reported and referred to committee of the whole.....	908
placed on order of third reading.....	945
passed.....	961
16. Joint resolution for extension of time for applications for pensions, and for dating of pensions from muster-out or discharge:	
received and referred.....	803
reported and referred to committee of the whole.....	844
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laid on the table.....	1014
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17. Joint resolution for the dating of pensions allowed by the United States Government:	
received and referred.....	803
reported and referred to committee of the whole.....	844
placed on order of third reading.....	936
passed.....	958
18. Joint resolution authorizing the Board of State Auditors to make an equitable settlement with Thomas Robinson:	
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reported and referred to committee of the whole.....	845
placed on order of third reading.....	936
passed, title and preamble amended.....	958
19. Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to Henry Moses:	
received and referred.....	819
reported and referred to committee of the whole.....	871
placed on order of third reading.....	989
passed.....	1005
20. Joint resolution authorizing and directing the Commissioner of the State Land Office to issue certificate of purchase of certain State swamp lands to John Heaphey, of Cheboygan county, upon the payment of one dollar and twenty-five cents per acre:	
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reported and placed on order of third reading.....	836
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21. Joint resolution authorizing the Auditor General to correct certain certificates of tax sales issued to Merritt H. Waterman, and the records thereof, and of such sales:	
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reported and referred to committee of the whole.....	899
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23. Joint resolution for the better security of persons transacting business with the State Land Office, Secretary of State, and the Auditor General's Office, and to require from the Commissioner of the State Land Office, Secretary of State, and the Auditor General suitable bonds:	
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reported and referred to committee of the whole.....	898
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